



FEDERAL BUREAU OF INVESTIGATION

# THE UNTOUCHABLES

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI

DATE: March 8, 1962

FROM : SAC, SPRINGFIELD (43- ) (C)

SUBJECT: COPYRIGHT LEAF PRICES, INC.,  
Chicago, Illinois  
FORGING OR COUNTERFEITING SEAL  
OF DEPARTMENT OR AGENCY OF U. S.

Enclosed for the Bureau are two packages of Leaf Prices Bubble Gum, nine comic leaflets, and fourteen seal stickers which items are being sent to determine if a federal violation exists.

On March 1, 1962, five cent packages of bubble gum were purchased from the Prospect Variety Store, 3014 North Prospect Road, Peoria, Illinois, by SA [redacted]. Each package bears the sales title "The Untouchables, Leslie Productions, Inc. - Langford Productions, Inc."

The contents of each package are shown to contain one slab of bubble gum plus one comic book and stick-on label. Another caption on the front of this package states "Extra Special Untouchables Official Stick-On Emblem". Examination of a number of these packages of bubble gum reveal that each contained the sample of bubble gum, a small leaflet publication which is a brief summary of stories portrayed on the "Untouchables" television program, and at least one stick-on seal of various law enforcement agencies. These stick-on seals were apparently fair reproductions of the official seal of each agency mentioned, and the departments represented by these seals are:

Federal Bureau of Investigation  
Central Intelligence Agency  
United States Customs Court  
United States Board of Parole  
Department of Justice  
United States Coast Guard  
Treasury Department, Bureau of Narcotics  
Royal Canadian Mounted Police  
Interpol International Police  
Italian Police  
Paris Air Force

ENCLOSURE ATTACHED

2 - Bureau (Enc. 10)  
2 - Chicago  
2 - Springfield  
JML

43-15378-1

43-15378-1

BT 45-

Burrato French Police  
Japanese Police  
Mexican Police

Each package of this bubble gum bears the name "Copy Leaf Brands, Inc., Chicago, U.S.A." On another portion of the package wrapper an advertisement concerning the sale of identification bracelets furnished the address of "Unatouchables", I. D. Bracelet, Box 5161, Chicago 90, Illinois.

Inasmuch as the reproduction of these various law enforcement agency seals may be deemed to constitute a federal violation, these various official seal replicas are submitted to the Bureau for examination.

The enclosed items herein need not be returned.

Copies of this communication are being furnished Chicago in view of the location of Leaf Brands, Inc.

No additional investigation is being conducted at Springfield, VACB.

43-15878-1

UNITED STATES GOVERNMENT

## Memorandum

TO : W. C. Sullivan *WCS*

DATE: July 10, 1961

FROM : S. B. Donahoe *SD*SUBJECT: BREX PEARSON'S RADIO BROADCAST  
STATION WTOP, WASHINGTON, D. C.  
6:45 P.M., JULY 8, 1961

1 - Mr. Belmont  
1 - Mr. DeLoach  
1 - Mr. Evans  
1 - Mr. Rosen  
1 - Mr. Sullivan  
1 - Mr. Donahoe  
1 - Mr. M. A. Jones  
1 - Mr. Meier

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
Mohr \_\_\_\_\_  
Callahan \_\_\_\_\_  
Conrad \_\_\_\_\_  
Felt \_\_\_\_\_  
Gale \_\_\_\_\_  
Rosen \_\_\_\_\_  
Sullivan \_\_\_\_\_  
Tavel \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holmes \_\_\_\_\_  
Gandy \_\_\_\_\_

Pearson made no mention of the Director or the FBI during captioned broadcast. The following is a resume' of some of Pearson's statements:

The Justice Department

Attorney General Kennedy's crackdown on gambling has scared the big operators into going straight. Most of the big time gamblers have hastily retired. It is now impossible to "lay-off" a large bet. The big boys are far more afraid of Kennedy than they have been of any other Attorney General.

Comment

The Bureau has no information indicating that the gambling elements in the major cities are no longer active.

The White House

President Kennedy has quietly abandoned all plans for overthrowing Castro. He has ordered the Central Intelligence Agency (CIA) to disband all rebel groups and halt financial support of the Cuban underground. He will let Castro fall of his own weight, even if it takes time.

Comment

ACM:mrp  
(9)

REC-32

94-8-250-1126

55 JUL 25 1961

JUL 19 1961

CRIME RESEARCH

Memorandum Donahoe to Sullivan  
Re: DREW PEARSON'S RADIO BROADCAST

Behind the Scenes on Capitol Hill

The Senate Juvenile Delinquency Committee has asked the Federal Communications Commission to take a very close look at the renewal applications of television stations carrying the American Broadcasting Company's crime show, "The Untouchables." Senators charge it is one of the most violent programs on television and very harmful to children.

Predictions

(1) General Motors will stop manufacturing its medium-priced cars in 1963.

(2) President Kennedy's back will be so improved that he will make a tour of Latin America about 8-1-61.

(3) Will the famous Byrd machine be defeated in Virginia? Dr. T. Munford Boyd, running against the Byrd machine for Attorney General, will win. Senator Armistead L. Boothe, running against the machine for Lieutenant Governor, will probably win. I also predict that A.E.S. Stephens, running against the machine for Governor, will probably lose.

(4) Nikita S. Khrushchev will finally sign a treaty giving full recognition to East Germany on 8-1-61.

# Irving Leibowitz

Why the FBI  
Is Burned Up



FM NO STOOL PIGEON, but—J. Edgar Hoover's FBI agents here and elsewhere are privately burning about Eliot Ness and his Untouchables on television.

What really disturbs the G-Men is that the producers of the popular TV show, starring Bob Stack, are mixing history with make-believe—and the public accepts it as gospel.

## When, The People

Charles White of Carmel, the writer, publicist and lawyer, now is associated with the Muncie law firm of his brother, William H. White. . . . As of Jan. 1, Debbie (Every movement has a meaning all its own) Drake will have her exclusive show on at least 25 TV stations, including one in New York City. . . . Even his own Republican pals couldn't quite grasp what Gov. Handley was trying to do the other day when he called for a recount in Lake County. (At the time the only figures being used were the newspaper and wire service tabulations by Associated Press and United Press International. The official count hadn't even been started, yet the Governor had demanded a recount.)

IT COULD BE VERSE—John C. Power of Muncie, Ind., has a comment on the election:

Lots of Republicans got Walter Reuther badly mixed up with Martin Luther.

PEOPLE IN POLITICS—Don't look now, but with the Democrats in shaky control of the State Senate by only two votes, State Sen. Nelson (All Alone, I'm So All Alone) Gentry of Indianapolis will be sure to give everyone the piffers. He's the Ray (Rebel in the Republican ranks) Conrad of the Democratic Party. . . . Don't expect Democratic Gov.-elect Matt Welsh to run for U. S. Senator after two years, as GOP Gov. Handley did. (What will stop Matt, if his inclination won't, is the fact that the Democrats won't permit him to give up the Statehouse to Lt. Gov. Richard Ristine, who would take over if Welsh were elected to the Senate. . . . Democrat Jack Edison and Republican Keith Ruten, law partners and on opposite tickets in this last election, are in Miami Beach together.

Mr. Tolson	✓
Mr. Belmont	✓
Mr. Callahan	✓
Mr. DeLoach	✓
Mr. Malone	✓
Mr. McGuire	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Ingram	✓
Miss Gandy	✓

The Indianapolis Times  
Indianapolis, Indiana

Date NOV 14 1960

Editor Richard D. Peters

Indianapolis Field Office

REC-82

77-314-A  
NOT RECORDED  
19 NOV 30 1960

50 DEC 2 1960

## FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE <b>LOS ANGELES</b>	OFFICE OF ORIGIN <b>LOS ANGELES</b>	DATE <b>11/5/76</b>	INVESTIGATIVE PERIOD <b>7/1/76-11/4/76</b>
TITLE OF CASE <b>Hollywood, California</b>		REPORT MADE BY <b>[REDACTED]</b>	TYPED BY <b>[REDACTED]</b>
		SUBJECT OF CASE <b>Copyright Matter</b>	

REFERENCE: Report of SA [REDACTED] dated 6/23/76 at Los Angeles.

- P -

ADMINISTRATIVE

Although the investigative period of this report is lengthy, this case has been kept current through inter and intra office communications.

It is noted that approximately 1/3 of the films seized have been screened and the titles are generally as purported. Some reels of television shows have extra half hour television segments attached and have been so noted. Supervisor [REDACTED] feels all

ACCOMPLISHMENTS CLAIMED				<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	RETRIAL	FINES	SAVINGS	RECOVERIES		
						PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
						PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

APPROVED <b>[Signature]</b>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: ② - Bureau (28-2799) 1 - USA, Los Angeles (Attn: AUSA Richard J. Henry) 2 - Los Angeles (28-3035)		<b>28-2799-5</b> <b>NOV 15 1976</b>

Dissemination Record of Attached Report				Notations
Agency	1 - OUM			
Request Recd.				
Date Fwd.	12/1/76			
How Fwd.	OK			
By	[Signature]			

56 DEC 01 1976

COVER PAGE

1A 28-3035

films should be reviewed so that the claiming of recovery values are justified. In this regard an accounting technician has been delegated, on a two day per week basis, the task of completing this review. Included in the items seized pursuant to search warrant in this matter 9 segments of the "Untouchables" were viewed by the copyright proprietor and the sequences of images appearing on the seized copies were identical to those appearing on the copyrighted version. These copies were sent to the San Diego Division to be utilized as 9 counts of copyright infringement against [REDACTED]

LEADS

*BTC*

LOS ANGELES

*BTC*  
AT LOS ANGELES, CALIFORNIA: Maintain contact with AUSA RICHARD J. HENRY so that ultimately pertinent witnesses may be subpoenaed before a Federal Grand Jury and that this matter be brought to a logical conclusion.  
[REDACTED]



UNITED STATES GOVERNMENT

## Memorandum

TO : MR. CALLAHAN *pe*

FROM : JOHN E. NOTTINGHAM

DATE: 8-29-60

SUBJECT: THE UNTOUCHABLES

Tolson \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 Callahan \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Malone \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Ingram \_\_\_\_\_  
 Gandy \_\_\_\_\_

As a matter of interest to the Bureau I have noticed that there is a record on sale called Songs and Sounds from the era of The Untouchables. The record is on a Somerset label and the music is by "Skip Martin and his Prohibitionists".

Although the record itself makes no mention of the Bureau and consist mostly of music from the sound track of the television program "The Untouchables", the back of the album reads "A small group of men, The FBI, did its best to uphold the law against some of the most ruthless men in our Nation's history".

There is another record put out by the Capitol Recording Company called "The Untouchables" which implicates "Federal Agents".

These records are on sale at the Drug Fair stores.

jen  
(2)

Unauthorized Use of Bureau's Name

*Let to Los Angeles  
 9-1-60  
 KRP/98*

KRP  
 REC-11

**43-13592-604**

SEP 2 1960

*8/9/60*

SAC Los Angeles

September 1, 1960

Director, FBI

REC-11

43-13592-604

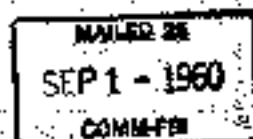
RECORD ENTITLED  
"SONGS AND SOUNDS FROM THE ERA  
OF THE UNTOUCHABLES"

It has been brought to the Bureau's attention that Somerset Recording Company has recorded a record in Hollywood, California, entitled "Songs and Sounds from the Era of the Untouchables." The record consists of only music and sounds; however, on the back of the album there is printed, "A small group of dedicated men, the FBI, did its best to uphold the law against some of the most ruthless men in our Nation's history."

You should have an Agent of your office contact an official of this company, explain that at no time were the Untouchables a part of the FBI and provide him with a copy of Public Law 870. For your information, the Bureau has no identifiable information on a Somerset Recording Company. A copy of Public Law 870 is enclosed.

Advise Bureau of results of your inquiry by 9-12-60.

Enclosure



RECORD CHECKED  
TO VERIFY NAME OF  
COMPANY AND QUOTATION

Follow-up made for 9-12-60. 2E

KBP:jo

(5)

Tolson \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Belmont \_\_\_\_\_  
Callahan \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Malone \_\_\_\_\_  
McGuire \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Ingram \_\_\_\_\_  
Gandy \_\_\_\_\_

MAIL ROOM ☐ TELETYPE UNIT ☐

Assistant Attorney General  
Criminal Division

Director, FBI

REC-58 28-29844

Janu

- 1 - Mr.
- 1 - Mr.
- 1 - Mr. Mi
- 1 - Mr. Theis

COPYRIGHT MATTER

The Los Angeles, California, Office of the FBI has  
an ongoing copyright investigation wherein it was alleged  
that [redacted] is illegally selling copyrighted films in the United States and  
abroad.

[Large redacted block]

[Redacted block]

- Assoc. Dir.
- Dep. AD Adm.
- Dep. AD Inv.
- Asst. Dir.:
- Admin.
- Crim. Syst.
- Ext. Affairs
- Files & Com.
- Gen. Inv.
- Ident.
- Inspection
- Intell.
- Laboratory
- Plan. & Eval.
- Spec. Inv.
- Training
- Legal Coun.
- Telephone Rm.
- Director Sec'y

MAR 4 1976

MAIL ROOM ☐

TELETYPE UNIT ☐

38 HAND CARRIED AAC OFFICE 1-77-76

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JAN 21 1976

TELETYPE

Assoc. Dir.	_____
Dep. A.D. Adm.	_____
Dep. A.D. Inv.	_____
Asst. Dir.:	_____
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	_____
Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

EA 13

NR 265 LA CODE

3:56 PM URGENT 1-21-76 LRS

TO DIRECTOR

SAN DIEGO (28-114)

FROM LOS ANGELES (28-5666) (P)

CPENAT, OO: SAN DIEGO.

DURING PAST YEAR, INVESTIGATION DETERMINED  
INFRINGING COPYRIGHTS FOR PROFIT

DURING EXECUTION OF SEARCH WARRANT, AUGUST 26,  
1975 AT LOS ANGELES, CALIFORNIA

NUMEROUS COPIES OF COPYRIGHT PROTECTED SERIES,  
"THE UNTOUCHABLES" WERE SEIZED FROM

4 FEB 4 1976

At - AAG, Criminal Div.

PG M/PMG

1/24/76

6/10/76

6/10/76

B7C

B7C  
B7D

REC-53

28-2984-4

B7C

B7D

B7D

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: November 3, 1959

FROM : C. D. DeLoach

SUBJECT: "THE UNTOUCHABLES" TV PROGRAM

Tolson \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holmes \_\_\_\_\_  
 Gandy \_\_\_\_\_

I talked with [REDACTED]

I mentioned to [REDACTED] who is known to both the Director and [REDACTED]

[REDACTED], that the October 29, 1959, issue of "TV Guide" had advertised "The Untouchables" and specifically listed the phraseology, "Beginning the true story of FBI man Eliot Ness' savage war on the notorious mobsters Al Capone left behind!" I told [REDACTED] that Eliot Ness had never been an FBI Agent and that we frankly wanted nothing to do with the series. He was given a complete rundown regarding our recent discussions with Desi Arnaz and was told that Desilu Productions had agreed to completely change their scheduled series inasmuch as the series took considerable liberty with former FBI cases.

[REDACTED] immediately got the point. He stated he would see to it that future publicity concerning "The Untouchables" no longer mention the FBI in any way whatsoever. He stated he appreciated our calling this matter to his attention.

ACTION:

For information. We will follow this matter to make certain [REDACTED] complies with our wishes. It should be noted [REDACTED] may once again carry the specific phraseology as mentioned above. [REDACTED] assured me, however, he would do everything possible to prevent [REDACTED] from carrying this phraseology.

- 1 - Mr. Belmont
- 1 - Mr. W. C. Sullivan
- 1 - Mr. Jones

CDD:geg  
 (5)

EX 100

REC-22

20 NOV 6 1959

52 NOV 13 1959

CRIME REC.

UNRECORDED COPY FILED IN 62-2569-1

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 7-11-60

FROM : M. J. Jones

SUBJECT: MRS. GRACE CONNELLEY  
WIDOW OF FORMER ASSISTANT  
DIRECTOR EARL J. CONNELLEY (DECEASED)

Tolson	
Belmont	
Mohr	
Parsons	
Rosen	
Sullivan	
Tavel	
Trotter	
Tele. Room	
Holmes	
Gandy	

By letter dated 7-7-60 addressed to you, Mrs. Grace Connelley has enclosed two newspaper clippings for the Bureau's attention. One clipping is an editorial congratulating Mr. Hoover on his 38th Anniversary as Director of the FBI. The other clipping is an article by Jack O'Brian concerning "The Untouchables" television program. In his article O'Brian criticizes this television program for giving credit to Elliot Ness for solving cases actually handled by the FBI. He further mentions that an unnamed widow of an FBI man had written him complaining that her husband actually performed the role in the "Ma Barker" case which was attributed to Ness in "The Untouchables." Mrs. Connelley also referred in her letter to the 7-9-60 issue of "Saturday Evening Post." The article to which she refers describes an interview by Pete Martin of Robert Stack who plays Elliot Ness in "The Untouchables." In the interview Stack describes techniques used in the presentation of the program which have made it successful.

You will recall that you have been in contact with Mrs. Connelley concerning her objections to "The Untouchables." She has previously indicated her interest in promoting a TV series or a movie concerning her late husband. You advised her that the FBI must still maintain control over past cases regardless of individual personalities who offered on-the-spot supervision.

It is felt that a brief note over your signature should be sent to Mrs. Connelley thanking her for making the clippings available to us.

## RECOMMENDATION:

That the attached letter over Mr. DeLoach's signature thanking Mrs. Connelley for the clippings be sent.

Enclosure sent 7-12-60

JVA:jac (4)

10 JUL 14 1960

CRIME RESEARCH

UNITED STATES GOVERNMENT

## Memorandum

TO : Director, FBI  
Attention: Crime Records Division

FROM : SAC, Cincinnati (67-956)

SUBJECT: MRS. EARL J. CONNELLEY  
RETIRED (DECEASED)  
ASSISTANT DIRECTOR

DATE: 6/15/60

Mr. Tolson	✓
Mr. Mohr	
Mr. Parsons	
Mr. Belmont	✓
Mr. Callahan	✓
Mr. Conrad	
Mr. Malone	
Mr. McGuire	
Mr. Rosen	
Mr. Tamm	
Mr. Trotter	
Mr. W.C. Sullivan	
Tele. Room	
Mr. Ingram	
Miss Gandy	

ReBulet 9/21/59 and remylet 12/15/59.

Mrs. CONNELLEY has been repeatedly contacted. She is still upset about "The Untouchables" television program, although the odds are she will do nothing about it. Nevertheless she has shown little disposition to release the clippings. The odds are the clippings will be valueless anyhow. UACB, in the interests of not embarrassing Mrs. CONNELLEY, no further contact will be made regarding clippings unless she initiates same.

(UNLESS ADVISED TO CONTRARY BY BUREAU)

2 - Bureau  
 1 - Cincinnati (67-956)

EDM:ESG  
 (3)

EX 105

62-44682-13

REC-63 12 JUN 21 1960

RECEIVED &amp; D.I.

CRIME RESEARCH  
 Per File

4 JUN 28 1960

## Memorandum

TO : DIRECTOR, FBI  
 (ATTENTION: C. D. DeLOACH)

FROM : SAC, CINCINNATI (67-956)

SUBJECT: MRS. EARL J. CONNELLEY

DATE: December 1960

Mr. Tolson	
Mr. Parsons	
Mr. Belmont	
Mr. Callahan	
Mr. DeLoach	
Mr. Malone	
Mr. McGowan	
Mr. Rosen	
Mr. Sullivan	
Mr. Tamm	
Mr. Trotter	
Mr. W.C. Sullivan	
Tele. Room	
Mr. Ingram	
Miss Gandy	

24A

The Director is aware that MRS. EARL J. CONNELLEY (GRACE) has been very unhappy about the television program known as The Untouchables. She has advised the Director that she feels this group is stealing publicity which rightfully belongs to the FBI and to her husband who handled some of the cases portrayed, namely, the Ma Barker raid at Ocala, Florida.

Recently, MARY WOOD, feature columnist (TV), Cincinnati Post & Times-Star, had an unpleasant word concerning the violence in The Untouchables program. Thereafter, GRACE CONNELLEY got in touch with her and condemned the program along the lines mentioned here.

Later MARY WOOD called me. I explained to MRS. WOOD that we can offer no comment concerning any commercial presentation, but that it is a fact that The Untouchables program has neither the endorsement nor the cooperation of the FBI, we are not consulted about these programs, and that retired Assistant Director E. J. CONNELLEY did participate, under Director Hoover's supervision, in certain cases which have subsequently appeared on The Untouchables program which allegedly relates to the work of Treasury employees.

- ② - Bureau (Enclosure)  
 1 - Cincinnati (67-956)

EDM:rlw  
 (3)

8/9/60

67-2162-722

Searched \_\_\_\_\_ Indexed \_\_\_\_\_

10 DEC 16 1960

THREE

ENCLOSURE

62



# "Untouchables" Accused Of Distortion

BY MARY WOOD

From Mrs. Grace M. Connelley, whose late husband, Earl, was one of the most courageous of all FBI men, comes the following letter:

"Because of my obvious interest in 'The Untouchables'—the Ma Barker episode, specifically, I feel I must

correct a misapprehension which you and your colleague, Harriet Van Horne, share: That this violent offering is based on fact! I would hazard a guess that 90 per cent of it is pure figment of the distorted imaginings of the Hollywood writers.

Mary Wood

Since Oct. 22, 1950, when they showed the Ma Barker episode, I have been doing a not-so-slow burn. It isn't because they showed the ridiculous version of the actual case, but because they had the intrepid Mr. Ness leading the squad that finally evened the Barker score. Actually, it was my husband—who handled this matter for the FBI.



"They ran a little credit line at the end of the episode announcing it was solely an FBI action, but they left no doubt that Mr. Ness did the leading.

"This 25-year-old case has been hashed and rehashed in magazines and newspapers, but they stuck to the facts! I doubt that 'public domain and dramatic license' give these glory-grabbers the right to substitute their preferred hero for the person actually involved.

"The reason I am writing this letter is to give you a clearer picture of what and how and the way of things. The FBI has a policy of 'credit to the bureau and not the individual,' and reasonably so when one considers it takes a concerted effort to achieve the success they have.

"Nevertheless, if someone is going to parcel out to any individual the credit that rightfully belongs to my husband, I most certainly feel I have the right to make the correction. It develops that Mother Nature, and not the intrepid Mr. Ness, did most of these gangsters in."

EDITOR'S NOTE: Thank you for your most interesting and revealing letter, Mrs. Connelley. I shall not object to "The Untouchables" on two scores: its distortion of fact.

*file  
1/2/51*

CINCINNATI POST & TIMES  
STAR

Date 11-28-50

Edition 7-Star Final

Page 34

Cincinnati, Ohio

(City & State)

Editor Dick Thornburg

Author

Office Cincinnati

Title

File No.

Or Class.

SEARCHED	INDEXED
SERIALIZED	FILED
NOV 28 1950	
FBI - CINCINNATI	

ENCLOSURE

ENCLOSURE

67-2762-72

UNITED STATES GOVERNMENT

Memo

TO : Director, FBI [64-29833-234] (P)

DATE: 8/12/63

~~SECRET~~

FROM : Legat, Tokyo (80-6) (P)

ATTENTION: LIAISON SECTION

SUBJECT: [REDACTED]

[REDACTED] advised on this date he is very anxious to obtain a copy of a novel called "The Untouchables".

It will be very much appreciated if the Bureau can purchase this book and forward to Legat Tokyo. Personal check of Legat in amount of \$5.00 is enclosed to cover this purchase.

- 3 - Bureau (Encl.-3)
- (1 - Foreign Liaison)
- 1 - Tokyo

(4)

*B7C*

Classified by SP10G/SP1  
Declassify on: OADR 1/2/87

288507

ENCLOSURE

*Book sent to Tokyo by 8/15/63 with 1.05 charge. Book complete. 9/1/63*

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

*0-7 to Tokyo 8/20/63. Book ordered - info file 2-3 info*

64-29833-234-620

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 1/2/87 BY SP1-AQ JC

288507

5 R AUG 31 1963

~~SECRET~~

Aug 12 15 28 63

WALTER GLORIFICATION ADVISES

# LIGHT and AIRY

by JACK HELLMAN

MAKING THE TRANSITION FROM LIGHT COMEDY TO DARK drama didn't pose much of a problem for Jerry Thorpe, exec producer of "The Untouchables." It was merely a matter of adjustment after three years of directing "December Bride" and previously two years with "I Love Lucy." Heavy drama is not new to him. Among his tv credits are the Walter Winchell File and Desilu-Westinghouse Playhouse. Having been through all forms of simulated violence, slapstick and hard-nose, he takes a realistic view of the entry against bloodied cruelties and doesn't believe that the diminution of violence for violence sake will militate against the popularity of the Eliot Ness escapades with the underworld. Thorpe has made a point of isolating the effect of violent action on the home watchers and consulted clinical psychologists with this finding: "vicarious enjoyment of violence is not harmful." Controlled supervision in the homes would take it out of the range of youngsters, he holds, and adults find the show exhilarating, "or have you seen the ratings lately?"

Having run out of stories from the Eliot Ness volume, Thorpe has assigned eight writers and two researchers to develop new material for the series. "By playing on story values and more time devoted to the sub plot and subsidiary characters," reasons Thorpe, "we can eliminate the need for excessive violent action. But not to the extent that 'Untouchables' will be noticeably different from the past seasons. We get letters, hundreds of them, but only a few are critical of the dramatic action. Italians are the most sensitive to the portrayal of their nationals as hoodlums, but we try to balance it off by having Nick Georgiade as one of Bob Stack's aides." The accepted theory that you can't libel a dead man didn't hold in the case of the Capone family, who charged "you have usurped a valuable economic commodity, that his life story is of great value." The case is still pending. Said Thorpe, "you've got to be real careful if there's a mistress of a dead gangster still around to make trouble if there's no 'nukenes' payoff."

Thorpe's only disappointment is that there are not more Dary Sharps around. He's king among the stuntmen and has been at it for most of his adult years (he's now around 50). He is credited with inventing most of the stunts now being used by his craft. Thorpe can count only 25 skilled stuntmen in Hollywood, most of whom average about \$750 a week.

Mr. Tolson	
Mr. Nichols	
Mr. Belmont	
Mr. Callahan	
Mr. DeLoach	
Mr. Malone	
Mr. McGowan	
Mr. Rosen	
Mr. Tamm	
Mr. Trotter	
Mr. Sullivan	
Tele. Room	
Mr. Ingram	
Miss Gandy	

EX-124

REC-35

94-5059-A

NOT RECORDED

149 NOV 14 1960

DAILY VARIETY

Hollywood 28, California

October 27, 1960

50 NOV 15 1960

DO YOU REALLY LIKE



A noted psychiatrist contends Americans

have been conditioned to enjoy violence

## GLORIFICATION MOVIES

BY DR. FREDRIC WERTHAM

Recently, the television critic John Crosby wrote: "The Untouchables is not only the worst show on television. It is the worst show that ever was on television. . . . It's a national disgrace." Others have expressed similar opinions. The president of the Italian-American Community Relations Council of Pennsylvania wrote that the show represents "some of the dirtiest and foulest fiction ever written about Italians in America." The wife of a writer of a glowing magazine article about the show went into the bathroom during a typical brutal scene — she could not stand watching it.

Yet the tremendous popularity of the show is unquestioned. Before summer reruns, it ranked third in the top 10 programs, according to one rating service. In some ratings it has even held second place. It reaches some 13 million homes with an estimated audience of 30 million viewers. Some time ago on the wall of a New York subway station there was painted in large red letters **THE UNTOUCHABLES**.

Everybody recognized this as the name of a TV program. That is success!

Many teen-agers are devoted to the program. In addition there is also wide audience of children. (It is not generally realized how many children watch television after 9 o'clock; in almost half the households parents permit it. This has recently been confirmed again by a survey in Iowa.)

The October PTA Magazine had this to say: "This is tense, suspense-packed drama . . . (with) no psychological probing, no sentimentality, no idealization. . . . [It] violenter attracts legitimately from the action and the characters involved. . . ."

Here indeed is a puzzling situation. The producers would seem to have every right to proclaim with the resounding voice of conviction: this is what the public wants. But if the program is really so popular, why is it so bad? And if it is really so bad, why is it so popular? What is the mystery behind this?

There is a solution. Despite all the

*File 1/8/60*

REC-62

EX-111

NOT RECORDED  
149 OCT 28 1960

TV GUIDE

TRIANGLE PUBLICATIONS INC.

OCTOBER 22-28, 1960

Page 6

63 OCT 31 1960

time—and claims, this is not what people really want. Some time ago I saw a young woman who drank too much. Any method of rating would have confirmed that as a fact. When I asked her why she did, she declared convincingly: "Because I want to." Study of her case, however, showed me that she did not want that at all. She wanted very different things. It is like the people who want very sharply pointed fins on their cars; they don't really want them at all. They have been led to think they do.

The chief ingredient and impact of The Untouchables is the scene of violence. It occurs in the setting of what narrator Walter Winchell (the best and most genuine part of the show) calls "a deadly and never-ending war." There are different types of violence. There is violence from fear, which is the cause of so many crimes. There is distraction and brutality as a thrill, which pleases the prehistoric man in us. (He could have been discarded by now, if he had not been continually

retrained and cultivated.) There is cruelty related to sex, which is sadism. And there is murder as merciless elimination without emotion. All these varieties are supplied in The Untouchables. Here's a catalog:

One episode has been described as cops masquerading as killers, killers masquerading as other killers, and cops masquerading as killers masquerading as other killers.

\* A gangster shoots gleefully with many shots a man held for ransom.

\* A young girl is shot in the back and killed.

\* While one man is lying down, another bears heavily on his throat with a booted foot.

\* Truck drivers are tied to a tree with hands over their faces and shot.

\* The camera relishes the agony of the dying. When a gangster breaks his legs the Untouchables enjoy the result.

\* A pretty girl is slapped viciously by a gangster and later 15 happy girls are mowed down (close-up) by machine-gun fire.

continued

#### The Untouchables/continued

A gang chief whisks a Federal agent viciously with a whip, and a girl who collaborated with the police is shown in attractive negligees being choked—and also shot, for good measure. (After this scene came a commercial for milk! Whatever brand it was, it certainly was not the milk of human kindness.)

Are we to believe that it is human nature of mid-century which "wants" this kind of thing? The human mind is not a closed system which grows automatically from infancy through-out life. It is continually and radically influenced not only by events but by words as well, not only by facts but also by fiction. In this process the modern mass media—whether or not the producers know it—play a very great part. It works both ways. The mass media are a reflection of our social life and at the same time help to mold it. It may take time, but people's attitudes can be conditioned.

The simple fact is this: We have been conditioned to an acceptance of violence as no civilized nation has ever been before. How? That is very simple, too. You crowd the minds of the people with violent images—continuously, relentlessly, in every context and costume. It begins in the nursery with Popeye's fighting for fun, and goes on to the glorification of gangsters in *Lawless Years* and *The Untouchables*. Of course, I do not mean that we are individually induced to commit violent acts. I am speaking of a mental attitude, a cult of violence, the creation of a subtle pervasive atmosphere in which human life is casually disregarded.

We have silently passed an amendment to the Sixth Commandment. It now goes like this: Thou shalt not kill—but it is perfectly all right for you to enjoy watching other people do it, the more the merrier and the

brutally, as possible. Violence is no longer a problem; it is a solution. Not long ago a newspaper with one of the largest circulations in the country printed a communication with a remedy for juvenile delinquency: for stealing, shave the boy's head and cut off his fingers; for homicide, beat him unmercifully so that he has to be cowed for in a hospital, then hang him—on a television program so that other boys can see it. This proposal is not unique. For example, a communication in another widely circulated newspaper advocated beating the bare behinds of the 10 worst juvenile delinquents—on a national TV hookup. All this indicates a social attitude.

There are many reasons why this conditioning has worked, why *The Untouchables* touch us. Many viewers think they have a free choice. That is an illusion. Suppose we want to see an exciting show with action and adventure. What *The Untouchables* type of program expresses is not our wishes, our dreams, our reality. We can't get what we like, we are led to like what we get. Violence-spiked entertainment, from Tennessee Williams to Eliot Ness, has become the thing. Who wants to be considered soft, unsophisticated or subversive?

Crude violence on-stage is an effective attention-getting device. You know the story of the man who said he could persuade a mule to do anything—but he first whacked him over the head to get his attention. We have become somewhat like that mule. Crime may not pay, but violence does. It works in both directions: the violence of the programs helps advertise the products and the singing commercials lend legitimacy to the sadism and cruelty of the shows. There is an alliance between the law of the jungle and the law of the jungle.

Undoubtedly there are people who follow the show because of half-submerged sadistic inclinations. That

alone does not explain the great popularity of the program. Most viewers do not "want" the violence for itself but accept it with pleasure as a substitute for something else. It fills a gap in their lives. The opposite of violence is communication. Where persuasion ends, violence begins. If we cannot get a response to our ego by communication of words, feelings, work, we are tempted to evoke in fantasy a response by violent means.

Think of the excellent television coverage of the two national conventions. If it were developed into a weekly series, it undoubtedly would be a flop. Why? Because it made us feel so small and without identity. We were left out. Mr. Average American, ex-President Harry S. Truman, expressed that at the time. What we seemed to be hearing on television was this: "Ladies and gentlemen: These are crucial times. Therefore, everything was settled beforehand. We don't need your participation."

Now turn on The Untouchables. There is at least a convict. Your feelings can attach themselves to something. You are in there with the romanticized name gangsters or the romanticized avengers. When our social ego is frustrated we may seek consolation in fantasy, even if it is antisocial fantasy. After all, the villains are depicted as more exciting than the other people.

With adults this is more or less unconscious. With juveniles it is open. They forget that you can be tough without being brutal, strong without being sadistic, victorious without being cruel. There are two juvenile gangs, one in Philadelphia and one in New York City, who call members by first names of the gangsters in The Untouchables. Al (Capone), Dutch, etc. The large New York gang calls itself The Untouchables. To them that means untouchable by law, beyond its reach. I haven't heard of any juveniles

who call themselves Elliot or Walter.

We are being tempted with the images of strong and effective men. That is how violence is being smuggled into our lives and the lives of our children. Actually the strength of these men is nothing but the ruthless use of violence, the assertion of unlimited rights to brutality. We do not get what we want, for in every entertainment we want not only entertainment but (contrary to what the hucksters say) a little something more, like encouragement, enlightenment or self-confirmation. We don't really want to know how the other half dies. We want to learn—yes, in entertainment, too—how to lead a richer, fuller, more intense life. Programs which focus on violence give us nothing to remember. In the long run they just blunt our sensibilities.

We have learned from the Bible and from history that violence in fiction and in fact are not two totally separate worlds. Sparks may fly from the one to the other. Violence is not strength. If democracy does not do away with violence, violence may do away with democracy.

UNITED STATES GOVERNMENT

## Memorandum

TO : The Director

FROM : N. P. Callahan

DATE: 1-23-68

SUBJECT: The Congressional Record

*Un-American Employees In Government Services*

Pages H214-H216. Congressman Rarick, (D) Louisiana, stated, "the parade of untouchables within our Government continues to be named with dates, times, and places by the Herald of Freedom, of New Jersey." He requested that part IV of the series "Untouchables" be placed in the Record. This article sets forth information regarding the background and Communist association of various persons in Government, past and present. The article refers to Alger Hiss and states "Alger Hiss was at Yalta with President Roosevelt as his adviser. Yet the fact that Hiss was a Soviet agent was made known to his superiors seven years before he was finally exposed by a committee of Congress. This is the only way Communists are eliminated from government service, it seems . . . exposure by a Congressional committee. As all our bulwarks against Communism and subversion are falling before the onslaught of the Warren Court which has handed down decision after decision in favor of Communists, it is time the Congress of the United States takes a look at the 'Untouchables.'"

Original filed in 100-351669-121

REC-2

100-351669-121

NOT RECORDED

47 FEB 9 1968

In the original of a memorandum captioned and dated as above, the Congressional Record for 2-22-68 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

57 FEB 14 1968



UNITED STATES GOVERNMENT

# Memorandum

TO : The Director

DATE: 3-17-68

FROM : N. P. Callahan

SUBJECT: The Congressional Record

*Submission to Government*

Pages E1816-E1818. Congressman Burke, (D) Louisiana, inserted in the Record Part IX of the series "The Unouchables" which appeared in the Herald of Freedom. This series of articles written by Frank Capel deals with the Communist association of various persons in Government, past and present. The article states "Now when concerned Americans read about all these 'unouchables' in the Herald of Freedom they wonder why nothing can be done to correct the situation. They write to their representatives in Washington and try to get the answer. The answer is usually something like the following letter from the State Department to a Senator when he inquired about one of the Unouchables for a constituent." The text of the letter is included and makes reference to one David Henry Popper, a Deputy Assistant Secretary for International Organization Affairs. The letter states "Mr. Popper has been investigated by the Department's Office of Security and the Federal Bureau of Investigation under the provisions of Executive Orders 9835 and 10450 and by the Federal Bureau of Investigation under the provisions of the Atomic Energy Act."

Original filed in:

EX-102 REC 16

100-351669-122

NOT RECORDED

40 MAR 28 1968

In the original of a memorandum captioned and dated as above, the Congressional Record for 3-13-68 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate case or subject matter files.

62 APR 4 1968

# **LACK O'BRIAN SAYS:**

"STAGE WITNESS" SWIRLED from fiction to pure fantasy last night with what amounted to a dream sequence. At Cyprien and Roger Touhy facing each other at a "simulated" investigation... This show proves dead men do tell tales, and not very good or true ones.

One line in "The Untouchables" went: "It's awfully quiet," which was about the last remark for shattered ears during the show... The hour contained a dozen or so killings... "The Untouchables" always takes good care of the tactics in the TV audience who might tune in late and miss the wild early homicides—they simply stage another half dozen bloody re-enactments later in the show, and lift a few into the proceedings besides as it swaggers along.

It was a great night for sadism... Michael Ansara, as the guy out to kill Elliot Ness, gets a nice change of casting palette on TV—either he's a hero American Indian or a dirty rotten American hoodlum... Oh, he got his last night, never feel right in the labours.

Tolson ☒  
DeLoach ☒  
Parsons ☒  
Belmont ☒  
Callahan ☒  
Malone ☒  
McGuire ☒  
Rosen ☒  
Tamm ☒  
Trotter ☒  
W.C. Sullivan ☒  
Tele. Room ☒  
Ingram ☒  
Gandy ☒

*I saw this one & it was nauseating. It was put on by Des... I'm not sure if anything else could be expected.*

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star \_\_\_\_\_  
New York Herald Tribune \_\_\_\_\_  
New York Journal-American 3 \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News \_\_\_\_\_  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date \_\_\_\_\_

REC-59

EX-136

**94-50519-311**

12 NOV 10 1960

NOV 4 1960

50 NOV 15 1960

[REDACTED]  
BALTIMORE MD 7

January 1, 1960

Mr. J. Edgar Hoover,  
Director, F.B.I.,  
Department of Justice,  
Washington 25, D.C.

Dear Mr. Hoover:

Have noted the program "Un-  
touchables" with Mr. Walter Winchell  
participating, among other crime series  
and features on Mr. T, especially Sept.  
part for any of them.

That is your personal opinion as  
well as the Department (on several views)  
on the showing (or for) of this type of  
program on the television and "adult" view-  
ing in reference to crime activities in D.C.

Would appreciate your response to  
the crime series

REC-92 94-50519-272  
I hope you hear to you  
16 JAN 11 1960

[REDACTED]

CRIME RECS  
[initials]

BEST COPY AVAILABLE

190-31725-342

Original in the Baltimore Division

January 8, 1960

94-50519-272

Baltimore 7, Maryland

Dear [REDACTED]

Your letter dated January 1, 1960, has been received.

Although I would like to be of service, I am unable, as a matter of policy, to comment relative to the merits or unfavorable features of any specific television program since such matters do not come within the scope of my authority. I am enclosing, however, some material which expresses my views on the influence unwholesome entertainment in the field of television and movies might have upon its viewers.

Your Season's Greetings are appreciated.

Sincerely yours,

John Edgar Hoover  
Director

Enclosures (3)

LEB Reprints May, 1958 & Jan. 1960  
The Rectangular Screen and Delinquency

Tolson \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Belmont \_\_\_\_\_  
Callahan \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Malone \_\_\_\_\_  
McGuire \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Gandy \_\_\_\_\_

(3)

MAIL ROOM ☐

TELETYPE UNIT ☐

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 7-25-60

FROM : M. A. Jones

SUBJECT: **HOLD-UP YOUTHS GET IDEA  
FROM "THE UNTOUCHABLES"**

Tolson	_____
Walters	_____
Parsons	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Nease	_____
Gandy	_____

BL  
According to New Haven criminal dated 7-22-60, [redacted] Bridgeport, Connecticut, Police Department, advised on 7-21-60 that his department had received a complaint from one Anthony Persico, age 91, who is in business as a barber, that he had been held up by two masked bandits and had \$20 taken from him. [redacted] stated that during the course of the investigation his detectives arrested the two suspects and after much interviewing the two individuals admitted the hold-up of the victim.

The two arrested were [redacted] age 18, and [redacted] age 19, both of Bridgeport, Connecticut, who stated that they had been watching the television show "The Untouchables" and got their idea for crime from this show. [redacted] advised that both individuals were being held for prosecution.

You will recall, of course, "The Untouchables" stars Robert Stack and the show is narrated by Walter Winchell.

RECOMMENDATION:

For information.

(5)

REC-14 63-4296-32-431

53 AUG 5 1960

UNRECORDED COPY FILED IN

Tolson ☒  
 Belmont ☒  
 DeLoach ☒  
 McGuire ☐  
 Mohr ☐  
 Parsons ☐  
 Rosen ☐  
 Tamm ☐  
 Trotter ☐  
 W.C. Sullivan ☐  
 Tele. Room ☐  
 Holloman ☐  
 Gandy ☐

# **Tonight's TV**

8:30 (7) — Real McCoy: Grandpa (Walter Brennan) has suspicions about a screen test offer for Hattie McCoy (Lydia Reed).

9:00 (7) — Fat Boney: Ella Fitzgerald, guest.

9:30 (4) — Ernie Ford: (color); Gordon Scott, the movies' Tarzan, visits Ernie.

9:55 (9) — Playhouse 94: Adaptation of Shaw's "Misalliance," a comic showpiece that examines the morality of moral people; Robert Morley, Claire Bloom, Stephen McNenny, Rod Taylor, John Williams, Kenneth Haigh and Isabel Ross.

9:30 (7) — ~~Untouchables~~: Lloyd Nolan stars in "The George 'Bugs' Moran Story," with Robert Stack as Elliot Ness, Federal police agent.

11:30 (4) — Jack Paar: Eva Gabor, Paul Lynde and Charles Dornan are on the panel; Florence Henderson sings.

*file*  
*Television*

*Tele. Room*

The Washington Post and Times Herald \_\_\_\_\_  
 The Washington Daily News *61* \_\_\_\_\_  
 The Evening Star \_\_\_\_\_  
 New York Herald Tribune \_\_\_\_\_  
 New York Journal-American \_\_\_\_\_  
 New York Mirror \_\_\_\_\_  
 New York Daily News \_\_\_\_\_  
 New York Post \_\_\_\_\_  
 The New York Times \_\_\_\_\_  
 The Worker \_\_\_\_\_  
 The New Leader \_\_\_\_\_  
 The Wall Street Journal \_\_\_\_\_  
 Date \_\_\_\_\_

REC-45

**62-26832-A**  
 NOT RECORDED  
 67 OCT 30 1959

67 NOV 3 1959

Tolson ☒  
 Belmont ☒  
 DeLoach ☒  
 McGuire ☒  
 Mohr ☒  
 Parsons ☐  
 Rosen ☐  
 Tamm ☐  
 Trotter ☐  
 W.C. Sullivan ☐  
 Tele. Room ☐  
 Holloman ☐  
 Gandy ☐



## NICK KENNY

# The Untouchables Stirring TV Fare

(Reprinted from yesterday's late edition)

**AFTER THE GLOWING** reception last year of "The Untouchables," which depicted the crushing of Al Capone by a selected team of hard-hitting government agents, it came as no stunning surprise that the experiences of Eliot Ness and his valiant Feds during the Prohibition violence would be translated into a regular weekly series.

In fact, we advocated it. The new entry, borrowing the old title, moved last night on ABC-TV, with Robert Stack in the role he created in the two-part Desilu production. The opening item, "The Empty Chair," was a biting and fighting melodrama, in which Ness marshalled the forces of law to abort the crowning of Scarface's successor.

Stack gave a skanking performance and Jerry Paris, Nicholas Georgiade and Abel Fernandez did well as his rugged aides. As the machinating bookkeeper for the underworld empire, Nehemish Persoff played with guile. Striding portraits by Bruce Gordon, and Barbara Nichols. The narration by Walter Winchell added to the electricity.

**THE AX WILL** be given to all CBS-TV quiz shows, including "Name That Tune," "The Big Payoff" and "Top Dollar," according to a speech by Dr. Frank Stanton, CBS prexy, yesterday before the Radio Television News Directors Association in New Orleans.

"The Columbia Broadcasting System will no longer permit its network facilities to be used for programs whose major appeal is the winning by contestants of large sums of money or lavishly expensive prizes," he said. "With due notice to advertisers, programs in this category now on the CBS-TV network will be cut."



CHARLES BRONSON stars in the S.E. TV series, "Men With a Camera," which starts Monday, Oct. 19 at 10:30 p.m. on ABC-TV.

Television

The Washington Post and Times Herald \_\_\_\_\_  
 The Washington Daily News \_\_\_\_\_  
 The Evening Star \_\_\_\_\_  
 New York Herald Tribune \_\_\_\_\_  
 New York Journal-American \_\_\_\_\_  
 New York Mirror \_\_\_\_\_  
 New York Daily News \_\_\_\_\_  
 New York Post \_\_\_\_\_  
 The New York Times \_\_\_\_\_  
 The Worker \_\_\_\_\_  
 The New Leader \_\_\_\_\_  
 The Wall Street Journal \_\_\_\_\_  
 Date \_\_\_\_\_

EX-135

REC-82

62-26832-A

OCT 22 1959

**MAYBE THIS STORY** belongs in Dan Parker's column. Dan is always writing about the musical grunts and burps of the behemoths who toss each other around like rubber balls on those televised wrestling matches. Well, it seems that one of the top wrestlers of the Burp Clan, moody and handsome 28-year-old Ricki Starr, known as a refuse, has signed a recording contract with RCA Victor.

Ricki's initial platter, to be released within two weeks, features Starr in a ballad, "You Can't Hurt Me Anymore." Backed up with an instrumental titled: "Shooing Starr," by the Ricki Starr combo. "Rated among the top three wrestlers in the world for the last three years," writes Ricki's press agent, Allen Shaw, "solitude-loving Ricki has a fine singing voice and is hoping that his fans around the country will buy his platter and make his first record a smash hit."

**TOMMY MANVILLE** makes

one of his rare TV appearances on the "Hy Gardner Show" on Channel 5 at 10 tonight to talk about romance.

**THE NEWS TICKER!!!** Pretty Kitty Kallen returns to action tonight on the Dick Clark Show. Kitty had retired in 1955. Lady Greyhound, the pride and joy of "People Are Funny" has been made an honorary deafay on WRCV, Philadelphia. Jo Ann Baldwin, the lovely Golden Dolphin thrush visits Joe Franklin on "Memory Lane," next Tuesday. Herman Honigsberg's "Music in the Monsignore Manner" to be waxed for Franklin Records.

**DIP YOUR PEN** in sunshine and write to the following shut-ins: Mrs. Cecile Kennedy, Lauriel Heights Sanitarium, Shekton, Conn. ... Helen Higgins, 52, Rose Hosp., Twin St., Rome, N. Y. ... Mrs. V. San Severo, 78, 109 Van Fleet Ave., New York, N. Y. ... William Herschman, 19, 1769 Weeks Ave., the Bronx, New York ... Chuck Rogers, 25, 718 So. Church St., Rocky Mount, N. C.

### Nick Snacks!!!

Sam LeMay tells about the hillbilly who bought a pair of alligator shoes, but the alligator refused to wear them.

**TODAY IS THE BIRTHDAY OF** Harry (Ludwig) Dostler, Peggy Debus, Frances Kay, Rose Kane, Betty Glick, Ben Katz, David Wolf, John Cook, Anne Korman, Harold Tannen, Joe Stella, Max Lerman, Max Red, Eddie Harris, Frank Rump, Samie Kichin, Edith Japich, R. Allen, Leslie Kays, Ann Dostler, George Glick and the young anniversary of the FBI (David), the M. R. R. (George), the John Glick, the Lachar Rump, the Rump and the David Rump.



# TV What's On? RADIO

By BEN GROSS

(Reprinted from yesterday's late editions)

Although a few of this column's readers assume a hat-the-heck-it's-only-a-show attitude concerning the six scandals, most of their letters reflect bitter indignation over having been played by suckers. And it's evident that for a long time to come, both the networks and the sponsors of such programs will be hurt.

Producers, contestants and writers of ceremonies (and ads) and the broadcasting companies and the manufacturers of products bankrolling the quizzies and permanent fixtures. There is a slightest doubt that the salesmen of deers and downy-creekedness made during Congressional hearings in Washington have inflicted tremendous damage on both.

Most viewers merely guffaw as they hear the explanations of network executives and sponsors that they didn't know what was going on. "Why didn't they?" the usual retort to this.

The broadcasting industry is now to embark on a gigantic public relations campaign to call attention to the commendable achievements for which it deserves credit. This is good, for there are many of these.

## V "Czar"

However, something more was needed. In order to avoid government censorship—which would be a tragedy—it may be necessary for the broadcasters to hire Judge Landis, a "czar," to police their activities.

That something must be done is apparent to almost the densest observers. Even the trade publications such as Variety, which naturally are concerned primarily with the dollars-and-cents aspects of the industry, limit that program-wise this has been, so far, one of the worst seasons in the history of TV, ever before have so many shows been subjected to such critical soundings.

Then, on top of all this, come the revelations of the cracked-up programs. How much more of this sort of thing can the current setup of broadcasting take and still survive?

For the first time, the public questioning the merits not only of individual programs,



Barbara Nichols



Robert Stack

but the integrity of the broadcasting system itself. And—yes—just as important—that of some of the sponsors.

## Confidence Lost

This feeling is reflected in the mail received by this column. So before we comment on the big premiere of Thursday night, "The Untouchables" (ABC-TV, 9:30 to 10:00), starring Robert Stack and featuring such players as Barbara Nichols and Nebemiah Persoff, let's give you two representative letters bearing on these points:

"When a sponsor spends millions on a show that is a fraud, how can he expect us to have any confidence in what he is trying to sell us? So far as I'm concerned, a product is no better than the show. If one is dishonest then, as far as I can see, so is the other."—Harriet Jameson, Manhattan.

"How do those networks, agencies and sponsors expect us to believe they were ignorant of what was happening? As one who used to have contacts with radio and TV, I know that every word spoken on a commercial show is subjected to the closest scrutiny.

"It looks to me as if these people were willing to close their eyes to all the dirty work as long as it brought big ratings

and plenty of publicity."—Jack Brooklyn.

Wspaper Belman, Brooklyn.

## 'The Untouchables'

Hard-hitting, tough, flavored with the salty juices of reality, "The Untouchables" is the most enthralling TV crime series of many years. It depicts the adventures of Eliot Ness, head of an incorruptible band of Federal law enforcers in the battle against the post-Al Capone gangsters of a lurid era.

It has its origins in a two-part Desilu Playhouse offering of last season. If the episodes to follow are as attention-holding as those of the premiere show, "The Untouchables" should be one of the top-rated shows of the year.

The opening installment, "The Empty Chair," tacitly directed by John Peyser and acted with skill by Stack, Persoff, Nichols, and Bruce Gordon, had a documentary approach. Walter Winchell contributed a subdued but informative narration to the drama. This clarified the fight for Capone's throne between the notorious Jake Gansik and Frank Nitti.

The struggle for power among Chicago gangsters is a hackneyed theme. But "The Untouchables" gives it a fresh treatment.

## Around the Dish:

Vice President Nixon will participate in NBC-TV's star-studded salute to Eleanor Roosevelt Sunday, Oct. 25, on which Mrs. Roosevelt has finally consented to appear. . . . "Person to Person" headlines Oct. 23 will be Hollywood actor Jack Lemmon and restaurateur Mike Romanoff (CBS-TV, 10:30 P. M.). . . . Gary Cooper makes one of his infrequent TV visits next Wednesday morning on NBC's "Today" show. He'll talk about his business activities. . . . For his Nov. 2 CBS-TV special, Jack Benny plans to bring back the hilarious chimpanzee act which was the hit of one of his 30-minute shows last season. Also set are Danny Thomas and the McGuire Sisters.

Lloyd Richards, "Raisin in the Sun" director, takes the reins of an upcoming GE Theatre drama, "Commitment," starring Lee J. Cobb and Sylvia Sidney.

Tolson ☒  
Belmont ☒  
DeLoach ☒  
McGuire ☒  
Mohr ☒  
Parsons ☒  
Rosen ☒  
Tamm ☒  
Trotter ☒  
W.C. Sullivan ☒  
Tele. Room ☒  
Holloman ☒  
Gandy ☒

Television

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star \_\_\_\_\_  
New York Herald Tribune \_\_\_\_\_  
New York Journal-American \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News 31  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date OCT 17 1959

62-26832-A  
NOT RECORDED

17 OCT 30 1959

58 OCT 30 1959

# 'UNTOUCHABLES' FADES OFF ABC-TV AFTER THIS SEASON; 2 REASONS

The "Untouchables," hour show from Desilu that started the crime cycle spinning on TV, will be dropped by ABC-TV after this season. While the ratings have been satisfactory, the web's action is said to stem from two sources; lost to the show of Robert Stack, who has served notice on Desilu that it is his last season as Eliot Ness, and as a gesture of submission to FCC Commissioner Newton Minow's attack against blood-and-thunder shows. ABC recently sold its interest in the crime to Desilu.

Jerry Thorpe, production head at Desilu, said that while there has been no official notification from ABC on terminating the series, he considered it dubious that it would be continued unless Stack returned. He said that Stack is so tied up with the role of Ness that it would be difficult to replace him.

"Like many another actor who grows tired of playing the same role for three years, Stack may reconsider after he's had a rest," said Thorpe. "If he does we'll keep the series going. Otherwise it is doubtful that 'The Untouchables' will be back next season."

Show has been in the first 15 in the Nielsen ratings, according to Thorpe, so the rating would have nothing to do with ABC's decision to pull the plug. Last season the show was assailed by Italian-American Society for having most of the hoodlums portrayed as Italians.

Demise of "Untouchables" is but one facet of the sweeping changes to be made next season by ABC-TV. Biggest shift will be on Saturday and Sunday nights where the web has been running a bad third in the ratings. Other changes are being planned for Tuesday and Thursday nights. "Margie," the lead-in to "Untouchables," will either be dropped or moved to another night. Monday night is practically set with two hour shows—"Ben Casey" and the new Gene Kelly starer, "Going My Way."

ABC-TV is going with the heaviest schedule of pilots, at last count 26 half hour and hour "samples."

While ABC declined to reveal the replacement for Steve Allen after next week, it is known that the Wednesday night time will be filled by two half hour shows.

Mr. Tolson	_____
Mr. Belmont	_____
Mr. Mohr	_____
Mr. DeLoach	_____
Mr. Casper	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Sullivan	_____
Mr. Tavel	_____
Mr. Trotter	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

*Handwritten:* Mr. Tolson - 12/20/61  
Mr. Belmont - 12/20/61  
Mr. Mohr - 12/20/61  
Mr. DeLoach - 12/20/61  
Mr. Casper - 12/20/61  
Mr. Callahan - 12/20/61  
Mr. Conrad - 12/20/61  
Mr. Felt - 12/20/61  
Mr. Gale - 12/20/61  
Mr. Rosen - 12/20/61  
Mr. Sullivan - 12/20/61  
Mr. Tavel - 12/20/61  
Mr. Trotter - 12/20/61  
Tele. Room - 12/20/61  
Mr. Holloman - 12/20/61  
Miss Gandy - 12/20/61

EX-115

REC-14

91-32254-A

NOT RECORDED  
46 DEC 20 1961

2M

50 JAN 11 1962

DAILY VARIETY  
Hollywood 28, California  
December 20, 1961  
Page 1

## Radio and Television

Economic Threat Meant  
To Tame 'Untouchables'

By Laurence Laurent

TOO BAD about "The Untouchables." The detective series is down to its last three sponsors, a pain-killer, a soap and a hair preparation.

It used to be sponsored, also, by a cigarette maker, but this sponsor withdrew last week from



four programs broadcast by ABC (WMAZ-TV). The four programs are "The Untouchables," "Against the Jungle," "The Island," "Adventures in Paradise" and "The Rebel."

The advertising agency, which handles the cigarette maker's business, McCann-Erickson, stoutly denied that the decision to withdraw from "The Untouchables" was caused by boycott threats from the Federation of Italian-American Democratic Organizations of New York.

The Italian-Americans, with good reason, have objected to consistent use of Italian criminal stereotypes on "The Untouchables." The current issue of Broadcasting Magazine reports that the Federation claimed about 2500 Italian-American groups would be enlisted in the boycott, and that more than 250,000 posters would be distributed to the stores, offices and factories.

The ABC network immediately claimed that a new participating sponsor had been found for "The Untouchables." Broadcasting noted: "It was apparent that ABC's decision not to disclose immediately the identity of its new sponsors may have stemmed at least partly from a desire not to give the boycott forced advance notice as to who the new entry in 'Untouchables' will be."

MEANWHILE, back in the dream factory run by Desi Arnaz in California, there's been a promise not to continue to insult the Americans of Italian extraction. Desi says the series will not emphasize Italian criminals with such consistency and that the law enforcement activities of an officer named Rossi will be increased.

(Rossi is played by Nicholas Georgiade, who is of Greek extraction.)

Rep. Alfred E. Santangelo (D-N.Y.) is president of the Federation and he showed great perception in knowing that the television networks and the film producers react most quickly to a pain in the pocketbook. For the past two seasons, there have been endless complaints about the brutality and violence on "The Untouchables."

A few weeks ago, the Director of Prisons complained about the portrayal of prison guards on "The Untouchables." The show was also discussed, in uncompromising terms, when Newton N. Minow appeared before a Senate committee to be confirmed as chairman of the Federal Communications Commission.

Nothing happened. Arnaz made no promises, until an economic boycott was threatened.

WHAT GAVE objections to "The Untouchables" a special meaning is that the series purposely confuses reality and fantasy, truth and fiction. The highly improbable stories are backed by the narration of Walter Winchell. Real names are used, along with other documentary devices.

The bogus realism that gives "The Untouchables" a top audience rating is the same thing that touches off angry protests and sets a threat of economic boycott in motion. Significantly, the protesting group avoided the techniques used by the name-calling blacklists of another day. The protests against "The Untouchables" were aimed quite properly, at the artistic content of the program itself.

The radio-TV business, historically, had not been celebrated for courage in fighting for its rights in the field of news and public affairs. The stubbornness shown in defending the tawdry melodrama is, therefore, even more lamentable.

Tolson ☒  
 Parsons ☒  
 Mohr ☒  
 Belmont ☒  
 Callahan ☒  
 Conrad ☒  
 DeLoach ☒  
 Evans ☒  
 Malone ☒  
 Rosen ☒  
 Tavel ☒  
 Trotter ☒  
 W.C. Sullivan ☒  
 Tele. Room ☒  
 Ingram ☒  
 Gandy ☒

MAILED

The Washington Post and Times Herald ☒  
 The Washington Daily News ☒  
 The Evening Star ☒  
 New York Herald Tribune ☒  
 New York Journal-American ☒  
 New York Mirror ☒  
 New York Daily News ☒  
 New York Post ☒  
 The New York Times ☒  
 The Worker ☒  
 The New Leader ☒  
 The Wall Street Journal ☒  
 Date ☒

MAR 21 1961

94-1-32254-A

62 MAR 31 1961

Mr. Tolson	
Mr. Parsons	
Mr. DeLoach	
Mr. Mohr	
Mr. Bishop	
Mr. Casper	
Mr. Callahan	
Mr. Conrad	
Mr. Felt	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Mr. Holmes	
Miss Gandy	

## They want full surrender

The Federation of Italian-American Democratic Organizations of New York, which claimed a "moral victory" when Liggett & Myers Tobacco Co. announced that it would not renew its participating sponsorship of ABC TV's The Untouchables program next season (see story, page 27), is pressuring for unconditional surrender.

The Federation wants the cigarette manufacturer to sever its connection with the gangster thriller show effective immediately, even though Liggett & Myers' contract with ABC runs through October 3. The Italian-American group will hold a meeting today (March 20) to decide its future dealings with the firm.

Rep. Alfred E. Santangelo (D-N.Y.), president of the Federation, said in Washington last week that its minimum price for calling off the boycott at this time was Liggett & Myers' cancellation of those particular episodes his group finds offensive. He expected to hear from the company's agency, McCann-Erickson, before tonight's meeting.

A spokesman for the group said in New York that his people have "no intention of letting Liggett & Myers off the hook," and he indicated that if necessary further action would be taken against the firm including the "flash" picketing of supermarkets that sold Liggett & Myers' products. The Federation, which objects to The Untouchables because it "repeatedly has presented non-factual representation of Italians

as criminals," announced on March 12 that it would boycott against Liggett & Myers' Chesterfield, L&M filters, Oasis and Duke cigarette brands (Broadcasting, March 13). At the same time the Federation also reported that some 2,500 Italian-American groups would be enlisted in the boycott, and that more than 250,000 postcards would be distributed nationwide to stores, offices and factories urging the boycott of the cigarettes. Rep. Santangelo said at least 2,000 vending machines in New York City have already stopped carrying the Liggett & Myers' brands.

The possibility that the boycott of Liggett & Myers products would spread to a number of large cities throughout the country developed in Washington last week. Rep. Santangelo said Dominick Frinzi, president of UNICO, a nationwide organization comprised of 110 Italo-American clubs, had met with him Thursday and pledged his support. The Congressman said Mr. Frinzi told him he would request that member-clubs join in the economic sanction against Liggett & Myers.

Rep. Santangelo also said the Federation is "prepared to picket" the Liggett & Myers board of directors meeting in Jersey City, N. J., on March 28. A final decision on this proposal will be made tonight, he said.

The Federation's ultimatum was strongly backed when a more threatening element entered the fray. Anthony (Tough Tony) Anastasia, boss

file  
WRS  
3/18/74

REC-47

NOT RECORDED

117 MAR 27 1961

65 MAR 30 1961

94-1-32254-A

BROADCASTING MAGAZINE  
MARCH 20, 1961  
Vol. 80 No. 12  
WASHINGTON, D.C.  
PAGE- 85

of Brooklyn's longshoremen, told Liggett & Myers officials that his men would boycott against all the firm's products on U. S. and Canadian waterfronts. Mr. Anastasia, who is international vice president of the International Longshoremen's Assn. and also business agent for IILA, AFL-CIO local 1814, the nation's largest with some 10,000 members, said in a telephone interview with **BROADCASTING** that he contacted the "men from Liggett & Myers" and told them, "it's going to be tin for tin. You play ball with us and we'll play ball with you. I also tell them," Mr. Anastasia continued, "that my men would not handle their stuff. I say to them, I cause them as much trouble as I cause Mr. Castro." The Brooklyn labor chief was referring to the longshoremen's refusal to move goods coming from or going to Cuba as a protest against Fidel Castro's reported Communist leanings.

After Mr. Anastasia learned that the cigarette firm had decided to drop the ABC-TV program, he said he wired W. A. Blount, Liggett & Myers president, and expressed his "sincere appreciation on behalf of his membership and their families" for the decision. He's very happy about the situation now, Mr. Anastasia claimed, and he hoped that his efforts had something to do with the cancellation. At this time, he said, he has no reason to cause Liggett & Myers any more trouble, even though the company's contract with The Untouchables has several months to run.

A spokesman for the Federation



meanwhile, denied that his group had any connection with Mr. Anastasia. "We didn't sanction anything he did," the spokesman said, but he admitted that the labor boss' efforts had been helpful to the Italian-American cause. The spokesman predicted that his group's meeting today might be expected to be a stormy one.

He promised that whatever else took place, the group would "definitely not leave the other sponsors of the show alone." Besides Liggett & Myers, The Untouchables current sponsors are Whittall Labs, division of American Home Products Corp., for Anacin; Armour & Co., for Dial

Soap; and Beecham Ltd. (Brylcreem).

A representative of Foote, Cone & Belding, the advertising agency handling the Dial soap account, said last week that the problems of The Untouchables had been discussed but that both the agency and Armour & Co. were convinced that it is "ABC's responsibility" and both feel "sure that the network can handle the situation adequately." The agency official declared further that neither his firm nor Armour had received any notification that they would be boycotted by the Italian-American group. The other sponsors of the program were not available for comment.

# **Embattled Show 'Untouchables' Losing Sponsor**

NEW YORK, Mar. 14 (AP). — The Liggett & Myers Tobacco Co. announced today that it will drop sponsorship for "The Untouchables," a television show that has aroused the ire of persons of Italian descent.

The company also said it is dropping "Asphalt Jungle" and "Adventures in Paradise."

It said "it is not continuing this year, under the renewal agreement, participating sponsorship with the American Broadcasting Co. television network" in the three programs.

The reason given by the company was that "these programs have been rescheduled by ABC at 10 to 11 p.m., rather than 8:30 to 10:30 p.m."

Persons of Italian descent have protested over the number of Italian names used for gangster roles in the "The Untouchables," a Thursday night program based on activities of Federal agents during the prohibition era.

Polson ☒  
Parsons ☒  
Mohr ☒  
Belmont ☒  
Callahan ☒  
Conrad ☒  
DeLoach ☒  
Evans ☒  
Malone ☒  
Rosen ☒  
Tavel ☒  
Trotter ☒  
W.C. Sullivan ☒  
Tele. Room ☒  
Ingram ☒  
Gandy ☒

*Handwritten:* **File Tolson**

*Handwritten:* **W.C. Sullivan**  
**MAH**

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star **FINAL** \_\_\_\_\_  
New York Herald Tribune \_\_\_\_\_  
New York Journal-American \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News \_\_\_\_\_  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date \_\_\_\_\_

REC-67

**94-1-3254-A**

**257**  
**52 MAR 20 1961**

**MAR 14 1961**

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. Callahan

DATE: 3-22-60

FROM : C. R. Davidson

SUBJECT: ELIOT NESS  
"THE UNTOUCHABLES"  
TELEVISION PROGRAM

Tolson	_____
Walters	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Ingram	_____
Gandy	_____

On 3-21-60 [REDACTED]

[REDACTED] who was temporarily residing at the YWCA in Washington, telephonically requested information concerning the above individual. [REDACTED] stated she is a member of the American Historical Society and does considerable research in connection with the organization. The members of the "Ness Clan" of York County, Pennsylvania, after noting the publicity given Eliot Ness in connection with the television program wondered whether he might be related to individuals in the group. Accordingly, the group asked her to do some research concerning Ness. It was her understanding that Ness had been an employee of the Bureau and accordingly she called for information concerning him.

Ness was employed as a Prohibition Agent, Internal Revenue Service, from 8-26-26 to 5-5-29 when he was transferred to the Bureau of Prohibition, Department of Justice. He worked in the Department of Justice from 7-1-30 to 8-10-33 at which time he became a Senior Prohibition Investigator in the Internal Revenue Service. (Note: During a brief portion of the time Ness was employed in the Bureau of Prohibition, Department of Justice, that unit was under the immediate jurisdiction of the Bureau.)

We have previously furnished the above information (with the exception of the parenthetical remarks) concerning Ness's employment as a Prohibition Agent to other inquirers. Accordingly, the above information was furnished to [REDACTED]

[REDACTED] was appreciative of the information furnished.

## RECOMMENDATION:

None. For information.

REC-16

24 MAR 25 1960

OFF:Ksa

(2)

67 APR 13 1960

February 7, 1937

AIRMAIL  
REGISTERED

RA  
REC-11 77-314-27

EX-106

Stirling, Scotland

Dear [redacted]

Your letter of February 1st, with the money you enclosed, has been received.

The book, "The Untouchables," was published by Julian Messner, 1 West 39th Street, New York, New York 10018. Since I do not know whether this book is currently in print, I am returning the money you forwarded, and you may wish to contact the publisher directly.

You might be interested in knowing that Elliot Ness was not a Special Agent of the FBI. He was employed as a Prohibition Agent in the Internal Revenue Service and later was transferred to the Bureau of Prohibition in the Department of Justice.

Sincerely yours,

J. Edgar Hoover

Enclosures (4)  
Four \$1 bills

NOTE: Correspondent is not identifiable in Bufiles. He enclosed four \$1 bills which were returned to him. Name of publisher from Bureau Library.

SAW:dc (3)

717-154  
4  
10  
Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
Mohr \_\_\_\_\_  
Wick \_\_\_\_\_  
Clegg \_\_\_\_\_  
Glavin \_\_\_\_\_  
Ladd \_\_\_\_\_  
Nichols \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tracy \_\_\_\_\_  
Harbo \_\_\_\_\_  
Tele. Rm. \_\_\_\_\_  
Holloman \_\_\_\_\_

REC'D-READING ROOM

FBI

FEB 7 10 09 AM '37



Mr. Tolson \_\_\_\_\_  
 Mr. DeLoach \_\_\_\_\_  
 Mr. Mohr \_\_\_\_\_  
 Mr. Wick \_\_\_\_\_  
 Mr. Casper \_\_\_\_\_  
 Mr. Callahan \_\_\_\_\_  
 Mr. Conrad \_\_\_\_\_  
 Mr. Felt \_\_\_\_\_  
 Mr. Gale \_\_\_\_\_  
 Mr. Rosen \_\_\_\_\_  
 Mr. Sullivan \_\_\_\_\_  
 Mr. Tavel \_\_\_\_\_  
 Mr. Trotter \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Miss Holmes \_\_\_\_\_  
 Miss Gandy \_\_\_\_\_

STIRLING.

Scotland.

Edgar J. Hoover, Esq.,  
 Chief,  
 Federal Bureau of Investigation,  
 Washington, D.C.,  
 U.S.A.

Dear Mr Hoover-

I am anxious to obtain a copy of an American book, "The Untouchables", by Elliot Hess and Oscar Fraley, on which was based the Basil production, "The Untouchables," which has been showing on Scottish Television for over a year now. Unfortunately, I do not know the name and address of the publisher. I feel your department must and would not mind forwarding my order to the proper source. I enclose four dollars and if this is insufficient, will forward the balance on hearing from the publishers. I see Walter Winchell did the commentary. I know his column is syndicated but do not know which paper he is based on or I might have written him. Finally, I thought the F.B.I., which The Untouchables personifies, would be the quickest way.

Yours very sincerely,

ENCLOSURE

REC-71

77-314-27

25 FEB 3 1967

CORRESPONDENCE

2nd of 24 in this letter - H.C.

FEDERAL BUREAU OF INVESTIGATION  
U. S. DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

JAN 1 1959

WESTERN UNION

WU 8008 NL PD

TOL HOLLYWOOD CALIF DEC 31

CLYDE A TOLSON, ASSOCIATE DIRECTOR FEDERAL BUREAU OF  
INVESTIGATION

DEAR CLYDE, WE CONTEMPLATE DOING THE LATE ELLIOT NESS'S  
BOOK "THE UNTOUCHABLES" ON OUR WESTINGHOUSE DESILU  
PLAYHOUSE. OUT OF COURTESY TO FORMER AGENT IN BOOK  
WE WOULD LIKE TO LOCATE OR SEEK CLEARANCE ON MARTY  
LAHART, SAM EAGER, BARNEY GLOONAN, LYLE CHAPMAN,  
TOM FRIEL, MIKE KING, PAUL ROBSKY, BILL GARDNER. NESS  
AND JOE LESSON ARE DECEASED. ALSO WOULD IT BE ALL  
RIGHT FOR US TO USE, IN DRAMATIC REFERENCE, THE NAME  
FBI IN STORY BUT NOT IN TITLE? I WOULD APPRECIATE ANY  
HELP YOU CAN GIVE ME ON THIS PROJECT. MY BEST REGARDS  
TO EDGAR AND YOURSELF FOR THE NEW YEAR

DESI ARNAZ DESILU HOLLYWOOD

JAN 1 157AME.

REC-65

100-400465-12  
94-52549-X3  
JAN 9 1959

Encl  
let to Desi Arnaaz  
1-5-59  
T.M.H.

Jones to Nease  
memo 1-2-59  
T.M.H.

one out copy  
1-5-59  
143

cc: Mr. Tolson

Mr. Tolson  
Mr. Belmont  
Mr. Mohr  
Mr. Nease  
Mr. Parsons  
Mr. Rosen  
Mr. Tamm  
Mr. Trotter  
Mr. W.C. Sullivan  
Tele. Room  
Mr. Holloman  
Miss Gandy

ST  
200

94-52549-X3

100465-13

REC-65

January 5, 1959

AIRMAIL

Mr. Don Arnez  
Desilu Productions, Inc.  
244 North Cahuenga Boulevard  
Hollywood 28, California

Very Best:

Clyde has brought to my attention your telegram of December 31, and it was a pleasure to hear from you.

In connection with your inquiry, I would like to point out that the individuals mentioned in your wire were never employees of the FBI. In the early 1930's, of course, the Bureau of Prohibition was, for a time, within the Department of Justice, and for a portion of that time it was under the jurisdiction of this Bureau. It was never, however, merged with this Bureau, and the individuals listed in your telegram apparently were employees of the Bureau of Prohibition rather than of the FBI. Accordingly, I regret very much that I do not have any information concerning their present whereabouts, and I am not in a position to indicate any clearances concerning the use of their names.

With regard to mentioning the FBI in your dramatization, I might point out that "The Untouchables" describes the activities of Prohibition Investigators and not of Special Agents of this Bureau. In fact, we were not given the name "Federal Bureau of Investigation" until 1935, and a direct reference to the FBI would detract from the authenticity of your presentation.

NOTE: See Jones to Nease memo dated January 2, 1959, mentioned Don Arnez, Request for Information." MLL:egh.

- Tolson
- Boardman
- Belmont
- Mohr
- Nease
- Parsons
- Rosen
- Tamm
- Trotter
- W.C. Sullivan
- Tele. Rm.
- Holloman
- Gandy

MLL:egh  
(4)

66 JAN 16 1959

TELETYPE UNIT ☐

MAILED 20  
JAN 6 - 1959  
COMM-FBI

ml

REC'D-READING ROOM  
JAN 5 1959

Mr. Desi Armas

While it is unfortunate that I cannot help you in this instance, please be sure to let me know whenever I can be of assistance in the future. Clyde and I appreciate your good wishes for the New Year, and I hope that 1969 will bring you continuing success and a full measure of happiness.

Sincerely,

Edgar

Office Memorandum • UNITED STATES GOVERNMENT

ST TO : Mr. Nease

DATE: January 2, 1959

FROM : Mr. Jones

SUBJECT: DESI ARNAZ  
REQUEST FOR INFORMATION

By telegram dated 12-31-58 Desi Arnaz advises Mr. Tolson that Desilu contemplates dramatizing the book, "The Untouchables" by the late Elliot Ness, and he would like to either locate or obtain clearances on a number of individuals whom he lists. He also asks permission to use, in dramatic reference, the name of the FBI in the story but not in the title.

The book by Ness entitled "The Untouchables" was published by Julian Messner, Inc., New York City, and copyrighted by Ness in 1957. (Ness died in 1957. He had served as Safety Director in Cleveland after leaving the Prohibition Unit from 1935 to 1942 and later served with the War and Navy Departments in World War II). "The Untouchables" relates how Ness gathered under him a group of top Prohibition Agents late in 1929 and spent approximately 2 1/2 years with these men tracking down notorious prohibition violators in the Chicago area. This group apparently included men on whom Mr. Arnaz wants clearances. The book apparently gives Ness a great deal of credit for the activities of the Government in bringing prohibition violators to justice, even to giving the impression that he was instrumental in sending Al Capone to prison. The epilogue to the book even says that "The following year, 1933, the FBI moved him (Ness) to Cincinnati with instructions to clean up" moonshiners in Kentucky, Tennessee and Ohio.

Ness was employed as a Prohibition Agent under the Internal Revenue Service from 8-26-28 to 6-5-29, at which time he was transferred to the Bureau of Prohibition in the Department of Justice. He was employed in the Department as a Special Agent from 7-1-30 until 8-10-33. At that time, he was reappointed as a Senior Prohibition Investigator in the Internal Revenue Service located in Cincinnati. From inquiries which we have received in the past, Ness has apparently given the impression that he was an employee of the FBI some time. The Bureau of Prohibition, of course, was in the Department of Justice for approximately three years subsequent to June of 1930. During a part of that time the Prohibition Unit was under the immediate jurisdiction of the Bureau, and this is obviously how Ness created the impression that he worked for the FBI. The Prohibition Unit was never, of course, merged with the FBI. Ness was never actually an employee of the FBI. In fact, he applied for the position of Special

Enclosure 16-57

MLL:ogh

(2)

66 JAN 16 1959

REC-65

JAN 9 1959

Jones to Nease memo

Agent in the FBI in September, 1933, but he was not accepted because he generally did not meet the Bureau's standards.

BC We can find no indication that any of the men listed by Desl Arnaz in his telegram were ever employed in the FBI. They apparently served with the Bureau of Prohibition or the Prohibition Unit and they probably so served during the time that the enforcement of prohibition came under the jurisdiction of the Attorney General. The available records, of course, are quite sketchy and incomplete, indicating only that these men were investigated for positions in the Prohibition Unit. We would certainly have additional records if any of them had actually been in the FBI. Several did apply for Bureau employment later [REDACTED]. Accordingly, we are in no position to provide Mr. Arnaz with any information concerning the present whereabouts or any clearances on them. In addition, because of the self-serving nature of the book by Nease and its rather sensational treatment of the activities of the Bureau of Prohibition, it would not appear advisable to have the name of the FBI used in the dramatization of the book. In this regard, we can point out to Mr. Arnaz the fact that the use of the name "FBI" would not be entirely accurate because we did not receive this name until 1935.

RECOMMENDATION:

That attached letter be sent to Mr. Arnaz pointing out that the men he mentions were not FBI employees and we cannot advise him of their present whereabouts or give him any clearances to use their names. It also points out the undesirability of using the name of the FBI in the dramatization.

*[Handwritten signatures and initials: a checkmark, "J. Jones", and "OK"]*

SAC, Los Angeles

February 26, 1959

Director, FBI

**DESILU PLAYHOUSE PRODUCTION  
"THE UNTOUCHABLES"  
INFORMATION CONCERNING**

BC  
The "TV Guide" for the week of February 21-27 contains a reference on page 31 to the forthcoming Desilu Playhouse production entitled "The Untouchables" which is based on the book by "former FBI Agent" Cliff Nease. It points out this production will be done in two parts to be shown on consecutive weeks and is the story of the "break-up of the Capone gang."

For your information a telegram dated December 31, 1958, addressed to Associate Director Tolson from Desi Arnaz, was received advising Mr. Tolson that the captioned program was going to be produced and requested Bureau permission to use "in dramatic reference" in the name "FBI" in the story but not in the title.

By way of background, Nease was employed as Prohibition Agent under the Internal Revenue Service from 8-26-36 to 6-5-39 at which time he was transferred to the Bureau of Prohibition in the Department of Justice. He was employed in the Department as a Special Agent from 7-1-39 until 8-10-33 at which time he was reappointed as a Senior Prohibition Investigator in the Internal Revenue Service located in Cincinnati. Nease was never an employee of the FBI, however, during a portion of the period that the Bureau of Prohibition was under the Department of Justice it was under the immediate jurisdiction of the FBI, and this is obviously how Nease created the impression that he worked for the FBI. Further, Nease at one time applied for a position as a Special Agent for the FBI but he was not accepted because he generally did not meet the Bureau's standards. (67-33640-36)

In response to the telegram to Associate Director Tolson from Arnaz, a letter was sent to him from the Director under the date of January 5, 1959, a pertinent portion of which is quoted below:

"With regard to mentioning the FBI in your dramatization, I might point out that 'The Untouchables' describes the activities of Prohibition investigators and not of

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

60 MAR 27 1959

MAIL ROOM

TELETYPE UNIT

me aut copy  
3-6-59

Don

1-1-59

**SAC, Los Angeles**  
**DESLU PLAYHOUSE PRODUCTION**

Special Agents of this Bureau. In fact, we were not given the name, 'Federal Bureau of Investigation,' until 1935, and a direct reference to the FBI would detract from the authenticity of your presentation."

This letter also tactfully pointed out Ness and his associates in their work as Prohibition Investigators were not employees of the FBI but for a short period of time came under the Director's supervision.

(100-400465) 13)

You should be alert to any references to the FBI in this production and the attendant publicity.



## Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: *✓* March 13, 1959FROM : *OUT* SAC, LOS ANGELES (94-0-840)SUBJECT: *✓* DESILU PLAYHOUSE PRODUCTION  
"THE UNTOUCHABLES"  
INFORMATION CONCERNING

ReBulet 2/26/59.

*Desi AR 112*

The following news item appeared in the Rambling Reporter column, edited by MIKE CONNOLLY, in the "Hollywood Reporter" issue of 3/11/59.

"Neither ALAN LADD or JIM ARNESS can be had for FBI Agent in Desilu's two-part AL CAPONE 'Playhouse'. Regardless, 'The Untouchables' rolls Friday."

The 3/12/59, issue of the same publication contained the following news item in CONNOLLY's column:

"It's FRED MAC MURRAY for the FBI Agent in PAUL MONASH's AL CAPONE caper for Desilu, 'The Untouchables'."

The Bureau will be advised of any subsequent publicity referring to FBI in connection with this production.

- ② - Bureau  
1 - Los Angeles (94-0-840)  
JMC:HMS  
(3)

REC-9

94-52549-X6

MAR 23 1959

60 MAR 27 1959

7-135  
RECEIVED  
MAR 23 1959  
FBI - LOS ANGELES

CE/ARAC  
MAR 23 1959

Mr. Tolson	<i>✓</i>
Mr. Belmont	<i>✓</i>
Mr. Mohr	<i>✓</i>
Mr. DeLoach	<i>✓</i>
Mr. Casper	<i>✓</i>
Mr. Callahan	<i>✓</i>
Mr. Conrad	<i>✓</i>
Mr. Felt	<i>✓</i>
Mr. Gale	<i>✓</i>
Mr. Rosen	<i>✓</i>
Mr. Sullivan	<i>✓</i>
Mr. Tavel	<i>✓</i>
Mr. Trotter	<i>✓</i>
Tele. Room	<i>✓</i>
Mr. Holloman	<i>✓</i>
Miss Gandy	<i>✓</i>

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: April 21, 1959

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESLU PLAYHOUSE  
WTOP-TV; 10:00 P.M., 4/21/59

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

Part I of the two-part television presentation based on Elliot Ness' book, "The Untouchables", appeared last night. This is the story of the drive against Al Capone by the Prohibition Enforcement Unit of the Treasury Department.

While the preprogram publicity and schedule announcements kept stating that this was the story of the "FBI versus Al Capone," the drama itself makes it clear that the FBI is in no way involved.

The time of this segment of the drama was 1929 and 1930 at which time Capone was incarcerated on the basis of a concealed weapons charge to which he pleaded guilty in Philadelphia. It is to be noted that the Prohibition Enforcement Unit was shifted to the Justice Department in 1930 but its operations remained entirely separate from those of the FBI and outside of the Director's responsibility. It was not until June 10, 1933, (after Capone had been sentenced to prison following his conviction for income tax evasion) that President Roosevelt ordered the Prohibition Enforcement Unit and the Bureau of Investigation consolidated into the Division of Investigation within the Department of Justice under Mr. Hoover's directorship.

The drama is well done and is narrated by Walter Winchell in a very effective style. We will watch Part II which will appear next Monday night on the Desilu Playhouse.

RECOMMENDATION:

None. For information.

1 - Mr. DeLoach

JTM:cag  
(4)

REC-23

EX-105

94-52549-X7  
APR 27 1959ENCLOSURE  
68 APR 28 1959

CRIM REC

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: September 3, 1958

FROM : M. A. Jones

SUBJECT: DESI ARNAZ  
MOVIE ACTOR AND PRODUCER

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

PURPOSE AND BACKGROUND:Desi ARNAZ

Captioned individual is going to call the Director at 2:00 p.m., today, our time. Purpose of this memorandum is to set forth salient information concerning him appearing in Bufiles. In the interest of expediency, review has been limited to abstracts only. ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

BIOGRAPHICAL DATA:

The current Who's Who reflects that Arnaz was born in Santiago, Cuba, March 2, 1917. He attended public schools in Miami, Florida, and married Lucille Ball in November, 1940. He appeared in various nightclubs, was with RKO Hollywood, 1940, MGM studios, 1942, and was musical director of the Bob Hope radio show in 1946. He was under contract to Columbia records in 1953. He stars with his wife, Lucille Ball, in the television show, "I Love Lucy." He is President of Desilu Productions, Inc. He served in the U.S. Army, 1943-46, and resides in Hollywood, California.

INFORMATION IN BUFILES:Desilu Productions

We have a Main file on Desi Arnaz's father, Dr. Desi Arnaz. Originally he was a political refugee from Cuba and lives in Florida.

REC-109  
As far as Desi Arnaz himself is concerned, we have never investigated him. In 1946 his name appeared in connection with a show sponsored by the Hollywood Independent Citizens Committee of the Arts, Sciences and Professions, a cited organization.

1 - Mr. Holloman  
1 - Mr. DeLoach

DGH:ate (7)  
63 SEP 9 1958

CONFIDENTIAL

CONFIDENTIAL

~~CONFIDENTIAL~~

Jones to DeLoach memo

In January, 1959, Arnaz wrote to Mr. Tolson and stated that he contemplated doing "The Untouchables" on television and out of courtesy to a former Agent in the book would like to get in touch with him. He was advised we would be unable to be of assistance. In April, 1959, Arnaz wrote and was interested in doing something on the FBI on television. He was advised we were committed to Warner Brothers for "The FBI Story." Actually Arnaz was interested in "The FBI Story" by the Gordons, and he was advised we would object to this.

It should be noted that on 8-28-59 [redacted] telephonically contacted the Bureau and was interested in the background of one [redacted] allegedly employed by Desi Arnaz. [redacted] is a former Security Index subject with a background of communist affiliations [redacted]

RECOMMENDATION:

None. For information.

ADDENDUM: JTM:ejp, 9-3-59: [redacted]

Desilu, came to the Bureau a few months ago and mentioned that Desilu was considering a "Dragnet" like program concerning the Metropolitan Police Department. He consulted with [redacted] but to our knowledge, it was on an informative stage.

BC

copy to Mr. Tolson.

*[Handwritten signature]*

~~CONFIDENTIAL~~

October 16, 1959

PLAIN TEXT

TELETYPE

URGENT

TO SAC, LOS ANGELES  
FROM DIRECTOR FBI

**"THE UNTOUCHABLES," DESILU TELEVISION SERIES, RESEARCH**  
(CRIME RECORDS). THE BUREAU HAS LEARNED THAT NEXT THURSDAY'S PROGRAM ON CAPTIONED SERIES WILL DEAL WITH MA BARKER AND HER GANG. IMMEDIATELY CONTACT DESILU AND ASCERTAIN IF FBI TO BE DEPICTED WITH BARKER CASE. IF SO, BUREAU DOES NOT APPRECIATE DESILU'S DEPICTING US WITHOUT CONSULTATION OR PERMISSION. IF BUREAU NOT DEPICTED IN THIS CASE AND CREDIT GIVEN TREASURY DEPARTMENT, PROGRAM WILL BE HISTORICALLY INACCURATE AND GIVE WRONG IMPRESSION TO VIEWERS REGARDING AGENCY RESPONSIBLE FOR BREAKING UP BARKER GANG. THIS MATTER SHOULD BE GIVEN BUREAU OF INVESTIGATION U. S. DEPARTMENT OF JUSTICE COMMUNICATIONS SECTION EXPEDITIOUS ATTENTION AND BUREAU PROMPTLY ADVISED.

52 OCT 22 1959

OCT 16 1959

1 - Mr. Jones

TELETYPE

NOTE: See DeLoach to Tolson memo dated 10/16/59 captioned "The Untouchables, Television Program Produced by Desilu."

Tolson  
Belmont  
DeLoach (15)  
McGuire  
Mohr  
Parsons  
Rosen  
Tamm  
Trotter  
W.C. Sullivan  
Tele. Room  
Holloman  
Gandy

MAIL ROOM ☐ TELETYPE UNIT ☐

REC-23  
94-52549-210  
OCT 18 1959  
RECEIVED - 10720H  
OCT 19 1959  
15 12 18

# DECODED COPY

Mr. Tolson  
Mr. Belmont  
Mr. Clegg  
Mr. Glavin  
Mr. Ladd  
Mr. Nichols  
Mr. Rosen  
Mr. Tracy  
Mr. Harbo  
Mr. Mohr  
Mr. Pennington  
Mr. Quinn  
Mr. Nease  
Mr. Gurnea  
Mr. Holloman  
Miss Gandy

☒ Radio

☐ Teletype

URGENT 10-15-59

TO DIRECTOR

FROM SAC LITTLE ROCK

151823

ATTENTION CRIME RECORDS, TV PROGRAM "THE UNTOUCHABLES"  
UNQUOTE INFORMATION CONCERNING.

TELEPHONICALLY ADVISED THAT THE TV PROGRAM  
"THE UNTOUCHABLES" UNQUOTE WILL RUN IN LITTLE ROCK AT 8:30 PM  
OCTOBER 22, 1959, AT WHICH TIME IT WILL DEAL WITH MA BARKER AND  
THE BARKER GANG. DESIRED, 1 - DID THE BARKERS OPERATE IN  
ARKANSAS, AND 2 - ANY INFORMATION AVAILABLE ON AN INCIDENT IN  
ARKANSAS IN WHICH THEY MAY HAVE BEEN INVOLVED.

LITTLE ROCK IN-  
DICES ARE NEGATIVE WITH REGARD TO THE PROGRAM AND FAIL TO RE-  
FLECT ANY DATA RELATIVE TO THE BARKERS' ACTIVITY IN THIS STATE.

HAS HAD NO RELATIONS WITH THIS OFFICE AND  
THEREFORE THE BUREAU IS REQUESTED TO ADVISE WHETHER INFORMATION  
DESIRED BY IS AVAILABLE THAT MIGHT BE FURNISHED  
TO

RECEIVED: 12:59 PM RADIO

4:18 PM CODING UNIT HLB

104-52649

OCT 20 1959

MR. DELAUGH

EX 104

CRIME REC

October 15, 1959

CODE

RADIOGRAM

DEFERRED

TO SAC LITTLE ROCK

FROM DIRECTOR FBI

EX 104 TV PROGRAM "THE UNTOUCHABLES." REURRAD OCTOBER ONE FIVE  
LAST. REFER TO PORTIONS OF "THE FBI STORY" BOOK DEALING  
WITH BARKER-KARPIS ACTIVITIES. KARPIS HID OUT IN HOT SPRINGS.

NR.

ENG.

CK.

APPROVED BY

TYPED BY

1 - Mr. Jones

NOTE: See DeLoach to Tolson memorandum captioned "The Untouchables,  
Television Program Produced by Desilu." JTM:cag

JTM:cag

(5)

RECEIVED

RADIO

OCT 16 1959

FEDERAL BUREAU OF INVESTIGATION  
U. S. DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

2:53 PM per [signature]

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

MAIL ROOM ☐ TELETYPE UNIT ☐



## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: October 21, 1959

FROM : C. D. DeLoach

SUBJECT: "THE UNTOUCHABLES" - book

☒ Mr. Tolson  
☒ Mr. DeLoach  
☒ Mr. Mohr  
☒ Mr. Casper  
☒ Mr. Callahan  
☒ Mr. Conrad  
☒ Mr. Felt  
☒ Mr. Gale  
☒ Mr. Rosen  
☒ Mr. Sullivan  
☒ Mr. Tavel  
☒ Mr. Trotter  
☒ Mr. Tele. Room  
☒ Mr. Holloman  
☒ Miss Gandy

In connection with our recent experience with Desilu Productions, it is felt that the attached letter to SAC Burke in Los Angeles would be most appropriate at this time. This letter points out to Burke the need for maintaining an extremely close watch over motion picture and television productions in his area in order that the Bureau can be immediately apprised of any activities which are undertaken to depict the Bureau in a television series.

RECOMMENDATION:

It is recommended that the attached letter be sent SAC Burke.

1 - Mr. Jones

JTM:geg  
(3)

REC-21

EX-133

94-52549-12  
12 OCT 22 1959

58 OCT 28 1959

7  
CRIME



Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: October 23, 1959

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"

TELEVISION PROGRAM

PRODUCED BY DESILU PRODUCTIONS

Tolson \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

Re previous memoranda of same caption.

Thursday evening, October 22, 1959, over Television Station WMAL (Channel 7), 9:30 - 10:30 p. m., the Desilu Series, "The Untouchables," produced "Ma Barker and Her Boys." This program, as previously noted, features Elliott Ness (played by Robert Stack), the deceased Treasury Enforcement Agent, as leading a group of Federal, state and local law enforcement officers in the investigation and machine gun--hand grenade filled apprehension of Ma Barker (played by Claire Trevor) in a Florida cabin. The bulk of the program depicts the criminal activities of Ma Barker and her sons, Doc, Fred, Lloyd and Herman, along with how she aids them in their criminal careers.

Ness and his associates were generally referred to as Federal Agents although on one occasion he is described by Ma Barker as a "G-Man," and on another occasion Ness mentioned an "FBI fugitive fly sheet." The impression is clearly conveyed that Ness is an FBI Agent.

Ma Barker and her sons are mainly portrayed in an unsympathetic manner and law enforcement is treated fairly. Ma is shown, however, shot and apparently killed by raiding Federal Agents as she sits in a parlor chair listening to a phonograph record of the hymn, "Rock of Ages."

Walter Winchell contributed considerable narration to this production, describing apprehending Federal Agents as "Elliott Ness' raiding party."

A brief disclaimer was voiced at the very end of the program after the commercial and preview of the next show. (The next production will deal with Mafia murders.) The disclaimer pointed out that while the FBI was not portrayed in this production, the FBI had a principal responsibility in the Barker case and was responsible for the investigation and solution of this case.

- 1 - Mr. Tolson
- 1 - Mr. DeLoach
- 1 - Mr. M. A. Jones

EX-109 REC-19

94-52549-13

11 OCT 27 1959

(Continued next page)

JRH:mlw (2)

52 NOV 4 1959

CRIME REC.

Jones to DeLoach memo

The Crime Research Section will continue to monitor this series to determine if any future misrepresentations of Bureau cases are perpetrated.

RECOMMENDATION:

None. For information.

✓  
I saw J & K was bad.  
We must find some way  
to prevent J & K cases from  
being used thru such  
subterfuges as in this  
instance. This is a fraud  
upon the public.

✓  
1  
Burt, see L.A. 10/14  
Jenny memo, 10/14/74  
D

FEDERAL BUREAU OF INVESTIGATION  
DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

OCT 20 1959

TELETYPE

URGENT 10-20-59 4-13 PM NB

TO DIRECTOR, FBI

FROM SAC, LOS ANGELES 2 P

DESILU Play House

SUBJECT "THE UNTOUCHABLES" ~~UNKNOWN~~ DESILU TELEVISION SERIES.

RESEARCH CRIME RECORDS. IN CONFERENCE TODAY WITH DESI ARNAZ,

~~REDACTED~~ AND ~~REDACTED~~ I WAS ADVISED THAT THE FUTURE  
STORIES CONCERNING FBI CASES ARE OUT. THE ONLY PROBLEM CONCERNS THE  
ONE STORY ON MA BARKER TO BE TELEVISED NIGHT OF OCTOBER TWENTY-  
TWO THE FILMS FOR WHICH HAVE BEEN SHIPPED AFTER REMOVAL OF FBI  
MENTION. DESI ADVISED THIS WORK DONE BY KEEPING THEIR LAB OPEN  
MAJOR PORTION OF NIGHT OCTOBER SEVENTEEN. AS PER TEL CALLS  
DESI TO ASST. DIRECTOR DE LOACH THE DISCLAIMER BEING PRODUCED ON  
FILM TODAY AND CAN REACH BROADCASTER DATE OF SHOWING. TIME ELEMENT  
WILL PERMIT PART OF DISCLAIMER AS FOLLOWS ~~QUOTE~~ DESILU PRODUCTIONS  
WISHES TO POINT OUT THAT THE FBI ALTHOUGH NOT BEING FEATURED IN  
TONIGHT-S PROGRAM, HAD THE PRINCIPAL JURISDICTIONAL RESPONSIBILITY  
OF THE BARKER CASE AND WAS RESPONSIBLE FOR THE HANDLING AND  
EVENTUAL SOLUTION OF IT. ~~UNQUOTE~~ ARNAZ ISSUING BLANKET IN-

STRUCTIONS TO ALL PRODUCERS THAT ANY TIME FBI OR MR. HOOVER TO BE  
MENTIONED IN ANY LIGHT, CONTACT BE MADE WITH LOS ANGELES OFFICE  
SO SAME MAY BE PROPERLY PRESENTED. HE STATED EMPHATICALLY ~~UNDER NO~~  
CIRCUMSTANCES DOES HE WANT TO DAMAGE IN THE LEAST THE  
END PAGE ONE

Mr. Tolson	✓
Mr. Belmont	✓
Mr. DeLoach	✓
Mr. McGuire	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Holloman	✓
Miss Gandy	✓

60 NOV 13 1959

MR. DELOACH

EX 100 REC-8 94-525-49-14  
OCT 21 1959  
10-21-59  
2 30 PM '59

FRIENDSHIP HE ENJOYS WITH MR. HOOVER. MEETING ON FACE LEFT NO  
INDICATION OF ILL WILL WHATSOEVER.

END ACK PLS

3-13 PM OK FBI WXXX WA JG

0

cc - Mr. DeLoach

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: October 19, 1959

FROM : C. D. DeLoach

SUBJECT: "THE UNTOUCHABLES"  
TELEVISION PROGRAM  
PRODUCED BY DESILU

Tolson	_____
Belmont	_____
DeLoach	_____
McGuire	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Holloman	_____
Gandy	_____

ff I called Desi Arnaz this afternoon relative to the captioned matter. He was told flatly that although we appreciated his friendship and cooperation in the past, the Director wanted him to positively understand that we would refuse to allow usurpation of the FBI cases or perversion of FBI history as [redacted] of "The Untouchables," had planned. I told Arnaz that the Director was certain he did not want Desilu Productions to be a party of fraudulent presentations. It was mentioned that "The Untouchables" would certainly be placed in that category if Desilu Productions carried out their planning as indicated.

The point was specifically made that the name of the FBI was not to be used in any manner whatsoever. He was also told that there was another subject that we wished to discuss, that being the absolute necessity of a disclaimer at the beginning and end of Thursday night's program regarding Ma Barker. He agreed to this without any equivocation.

Mr. Arnaz stated he desired to express his appreciation to the Director for the courteous way in which the FBI had handled this matter. He mentioned he was shocked when he discovered that [redacted] had invaded the FBI's cases. He stated he would appreciate the Director being advised that he (Arnaz) and Lucy, his wife, had been so busy handling their own television program that little time had been left to supervise "The Untouchables." He stated for this reason he had no inkling of [redacted] actions until SAC Burke called upon him Friday, 10-16-59.

Mr. Arnaz indicated that under no circumstances would he tolerate or allow invasion of the FBI's cases. He mentioned that instructions would be issued immediately to have [redacted] change his entire planning. He stated no names, similar to the ones in FBI cases, would be used, neither would the same set of facts be used under any circumstances. He advised that the cases they would use would be completely fictionalized and would not be patterned after the FBI's cases. He added that he was to have lunch on Tuesday, 10-20-59, with SAC Burke and that he would repeat the above promises to Burke.

1 - Mr. Tolson  
1 - Mr. Jones

CDD:sak  
(4)

REC-15

EX-133

19 NOV 4 1959

CONTINUED NEXT PAGE

CRIME REC.

DeLoach to Tolson  
Re: The Untouchables  
Television Program  
Produced by Desilu

After talking with Mr. Arnaz, I called SAC Burke and told him of the conversation with Arnaz. Burke was instructed to follow the same line of reasoning and to be completely firm in any conversation whatsoever. I dictated the disclaimer which was set forth in my memorandum 10-17-59 and told Burke to insist that either this disclaimer be used or one very similar. He was told under no circumstances should it appear that the FBI had sanctioned the Ma Barker production by Desilu, or any other production. Burke was told to send us a teletype immediately following his luncheon date with Arnaz.

B6 After talking with SAC Burke I called [redacted] Warner Brothers, and advised him of the above facts. [redacted] stated there was no doubt that Desilu Productions was attempting to take advantage of what publicity was given "The FBI Story." In the event there is any invasion of FBI cases, [redacted] and Warner Brothers will do everything within their power to stop this.

[redacted] of ABC TV network, will be contacted tomorrow, 10-20-59 relative to an official protest in this matter.

ACTION:

*I suggest we not do this in view of Army assurances*  
We will follow this matter closely.

✓

*Longer with DeLoach.*  
X

# Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TOLSON

DATE: October 21, 1959

FROM : C. D. DELOACH

SUBJECT: **"THE UNTOUCHABLES"**  
**TELEVISION PROGRAM**  
**PRODUCED BY DESILU**

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

Desi Arnaz called from Los Angeles, California, 3:30 PM, October 20. He stated that SAC Burke of our Los Angeles Office was with him. Arnaz then read me a memorandum which he had just dictated and which specifically instructed all units of Desilu Productions that the FBI's name was not to be used under any circumstances at any time without first notifying him of the intentions of such usage and then obtaining complete clearance from either the Los Angeles FBI Office or FBI Headquarters in Washington. The memorandum also included that the unit supervising "The Untouchables" was under no circumstances whatsoever to use any cases which rightfully belong to FBI history or in which the FBI has participated.

Mr. Arnaz asked me to assure the Director that he sincerely regretted this incident and that it was simply a matter of him not keeping in personal touch with all units of Desilu Productions.

Arnaz stated that the Thursday night show, October 22, concerning Ma Barker unfortunately cannot be cancelled; however, all TV stations are being requested by Desilu Productions to put this disclaimer in at the end of the show. "Desilu Productions wishes to point out that the FBI, although not being featured in tonight's program, had the principal jurisdictional responsibility of the Barker case and is solely responsible for the handling and eventual solution of this case." I told Mr. Arnaz that I felt certain the Director would have no objections to this phraseology. (It closely follows ours with the exception that it does not mention Elliot Ness by name and the fact that he had nothing to do with the Barker case.)

BC [redacted] ext came on the phone and also extended apologies. He stated that he was certainly glad the matter had been worked out to the satisfaction of the FBI and that he would bend over backwards not to displease the Director.

## ENCLOSURE

The Ma Barker program Thursday night will be monitored. I have instructed SAC Burke to follow this matter most closely to make certain there is no slip-up in the instructions issued by Arnaz in connection with future programs of "The Untouchables."

1 - Mr. Tolson (2)

1 - Mr. Jones

CDD:ep (4)

EX-137

NOV 4 1959

CRIME RECORDS

94-52549-10

# Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TOLSON

DATE: October 17, 1959

FROM : C. D. DELOACH *CD*

SUBJECT: **"THE UNTOUCHABLES"  
TELEVISION PROGRAM  
PRODUCED BY DESILU**

Tolson ☒  
Belmont ☒  
DeLoach ☒  
McGuire ☒  
Mohr ☒  
Parsons ☒  
Rosen ☒  
Tamm ☒  
Trotter ☒  
W.C. Sullivan ☒  
Tele. Room ☒  
Holmes ☒  
Gandy ☒

In December, 1958, Desi Arnaz advised you by telegram that Desilu contemplated dramatizing the book "The Untouchables" by the late Elliot Ness. He asked permission to use, in dramatic reference, the name of the FBI in the story but not in the title. By letter dated January 5, 1959, the Director advised Arnaz that "The Untouchables" describes the activities of prohibition investigators and not of Special Agents of the FBI. The Director's letter pointed out the undesirability of using the name of the FBI in the dramatization. We have been approached three times since then by Arnaz or Desilu Productions to use the FBI's name in a TV series. These requests were turned down. By letter dated October 7, 1959, we gave Arnaz permission to use the Director's name in a playhouse feature entitled "Lepke," inasmuch as this is an excellent program which will be narrated by Walter Winchell.

In 1958, Desilu Productions produced the above-mentioned spectacular called "The Untouchables." It was presented in a two-part program, had very high ratings, and this year is back as a regular one-hour series based on the same format of Elliot Ness and the Treasury Department vs. the beer barons and hoodlums of the 1920s and 1930s.

The first program of "The Untouchables" was monitored by us on October 15, 1959. It dealt with the struggle for power by Al Capone's old associates in taking over the gang following Capone's imprisonment. The FBI was in no way mentioned.

On October 15, 1959, we received a radiogram from the Little Rock Office advising that the October 22, 1959, program of "The Untouchables" will deal specifically with Ma Barker and her gang. *in Little Rock* had requested the SAC for any data concerning activities which the Barkers might have carried on in Arkansas. Little Rock advised that a preview of this program gave brief glimpses of the growth, development and demise of the Barker gang. There was a scene showing Elliot Ness, the old prohibition agent who was formerly a police officer in Cleveland, Ohio, firing from behind a tree and killing Ma Barker in a cabin in Florida.

Enclosures (2)  
1 - Mr. Tolson  
1 - Mr. Jones  
CDD:ejp (4)

*Enclosure handled  
detailed separately  
D/C*  
REC-15  
133

ENCLOSURE

10 NOV 6 1959

CRIME

*DeLoach to Tolson  
10-19-59*



10-17-59

My memorandum to you dated October 16, 1959, reflected that if "The Untouchables" dealt with the Barker case October 22, 1959, it must necessarily deal with the FBI in order to be historically accurate in that we were the primary Federal Agency involved in handling this case. We have had no prior information from Desilu or any other source that "The Untouchables" would start involving the FBI as would appear to be the case in this instance. It was, therefore, recommended, approval given by the Director, to have the SAC, Los Angeles contact Desilu and ascertain if the FBI is to be depicted in the scheduled program of October 22, 1959, and, if so, why Desilu did not have the courtesy to contact us regarding this matter. The SAC was told that if the FBI is not to be depicted in "The Untouchables," dealing with the Barkers, then the program would necessarily be historically inaccurate and give the public the impression that the Treasury Department handled this major case.

SAC Burke, Los Angeles, called me at home at 10PM, Friday night, October 16. (The attached teletype is in confirmation of this call.) SAC Burke and a Special Agent, upon receipt of our instructions, as mentioned above, contacted Desilu Productions. [redacted] of "The Untouchables" admitted that their scheduled October 22, 1959, program would be entitled "Ma Barker and her Boys." He further admitted that the FBI was mentioned in the opening narration which is to be done by Walter Winchell. The FBI is to be mentioned in this manner--"On January 16, 1935, there took place one of the most incredible episodes in the annals of American crime... It began at 7 o'clock on a warm, sunny Florida morning. In a combined operation, Elliot Ness and his special agents joined with the FBI, state troopers and local police in a surprise visit to a quiet resort colony near the town of Oklawaha... What followed made front page headlines all over the world...." [redacted] told Burke the program does not identify Elliot Ness and his special agents as being connected with the Treasury Department but refers to them only as Federal Agents. [redacted] admitted that most people will probably consider Ness and his agents as FBI Agents.

SAC Burke told [redacted] that the opening narration differentiates between Ness, his agents, and the FBI. He told [redacted] that the script was completely unfactual and credits other agencies with work done by the FBI. SAC Burke added it is bad enough to do something like this and worse to have the FBI in the supporting role. [redacted] told SAC Burke that he realizes he has made a terrible error and that he would remove the words "the FBI" from the opening narration. He stated that in this manner the Federal Agents would not be identified in any manner other than the audience's recollection from the original programs in 1958 which identified these men as Treasury Agents.

10-17-59

██████████ admitted to SAC Burke that he had asked ██████████ who is known to you and the Director and who is ██████████ Desilu, to clear his handling of this story with the FBI. ██████████ stated that since he had heard nothing to the contrary from ██████████ he assumed that sanction had been obtained.

B6

SAC Burke questioned ██████████ about the possibility of not showing the Ma Barker case. ██████████ told him that the American Broadcasting Company TV network had purchased "The Untouchables" for one year and that the Ma Barker case had been widely publicized for showing next Thursday, October 22, 1959. ██████████ stated that considering contractual arrangements, he doubted if any substitution could be made. SAC Burke questioned ██████████ as to the programs in the future. ██████████ had intended doing the John Dillinger, Dutch Schultz, Pretty Boy Floyd and Baby Face Nelson stories. SAC Burke then stated that the FBI was most unhappy with his usage of the Ma Barker case and that certainly the FBI would not tolerate further invasion by depiction of these cases.

SAC Burke next held a conference with ██████████ and Desi Arnaz. Arnaz admitted that he had not followed "The Untouchables" personally and that he now realizes "a terrible goof" has been made. Arnaz stated his personal esteem for the Director was such that he would do nothing intentionally to hurt the FBI. He claimed that he desires to make whatever amends possible. Arnaz stated he was willing to have the announcer at the end of the Ma Barker program, October 22, state "we would like to thank the FBI for allowing "The Untouchables" to portray the part played by the FBI in the real Ma Barker case." SAC Burke told Arnaz that such a statement would indicate FBI sanction. Arnaz then stated that he would have any statement made, or omissions made, according to the desires of the FBI.

SAC Burke brought up the subject of future programs, i.e., John Dillinger, Baby Face Nelson, etc. Arnaz told SAC Burke that specific FBI stories

10-17-59

will not be treated and that fictionalized stories would be substituted if the FBI desires. Arnaz then stated he was of the opinion that Elliot Ness joined the FBI after the Capone case. (This, of course, is not true.) Arnaz asked SAC Burke if in future programs could Elliot Ness and his men be established as FBI Agents. SAC Burke then told Arnaz this would have to be a decision made in Washington. SAC Burke made arrangements with Arnaz for another conference on Tuesday, October 20, 1959.

*Absolutely not* ELP  
Upon leaving, [redacted] told SAC Burke that depiction of Federal Agents on the "Ma Barker case" would be favorable to any agency. He offered a screening of this program to allow criticism; however, at the same time pointed out that the time element would preclude much change in his program. He stated that the script was available if the FBI so desired to have it.

I instructed SAC Burke to send in a summary teletype and told him to take no further action until he heard from us.

OBSERVATIONS:

The above-mentioned cases are in the public domain. Desilu Productions, however, has highly advertised these programs as being absolutely factual. To the contrary, this is a false statement which misleads the public.

Desilu Productions, despite the overtures of friendship, is apparently attempting to take advantage of the prominence of "The FBI Story." (Above cases with the exception of the Dutch Schultz case used therein.) These programs are absolutely false in that Ness and his agents had nothing to do with these cases.

The forthcoming program regarding Ma Barker (scheduled for Thursday, October 23, 1959,) of course, cannot be cancelled at this date. It is strongly believed, however, that we should insist on a disclaimer at the beginning and at the end of this program. Something of this nature could be logically stated. "Desilu Productions wishes to point out that the FBI, although not being featured in tonight's program, had the principle jurisdictional responsibility of the Barker case and is solely responsible for the handling and eventual solution of this case. Elliot Ness and the Treasury Agents featured in tonight's episode had nothing whatsoever to do with this case."

Memo DeLoach To Tolson

10-17-59

It is believed that Arnaz will allow the above disclaimer, or one similar to this. We should not under any circumstances permit a disclaimer which would indicate sanction of this program.

In so far as the remaining programs are concerned (Dillinger, Baby Face Nelson, etc.) it is recommended that Desi Arnaz be pointedly advised that we must insist that such programs not be shown. He should be told that the changing of names of principal subjects, the usage of disclaimers, are of little or no substance. It should be emphatically mentioned that use of these cases depicting solution by Elliot Ness and his agents represents shoddy representation of the facts and of our past relationship with Desilu Productions.

RECOMMENDATIONS:

(1) It is recommended that I be allowed to call Desi Arnaz and discuss the above-mentioned steps, advising primarily that if Desilu Productions persist in using such material, we will deeply resent this perversion of FBI history. If Arnaz offers to compromise by using the FBI's name, he will be told that we will not allow this under any circumstances.

(2) That we confidentially mention this matter to [REDACTED]

10-17-59

RECOMMENDATIONS (Continued):

(3) You or the Director may desire to advise Walter Winchell inasmuch as he is scheduled to narrate the Ma Barker program, has narrated other programs, and is undoubtedly scheduled to narrate programs in the future.

*No.*  
*h*

(4) If no satisfaction is obtained from Arpa and Desilu Productions, we should give consideration to confidentially advising [redacted] American Broadcasting Company Network, regarding this matter [redacted] should be told that the ABC TV network is being placed in the untenable position of showing so-called "factual programs," when, in fact, the programs are absolutely false and misleading. He should be advised that we feel certain that he would not want this stigma against the ABC Network, particularly when the public is raising a hue and cry at this time against other networks for falseness (quiz programs).

*It is an official protest to ABC. I see no reason for pulling our punches.*

# Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: October 16, 1959

FROM : C. D. DeLoach

SUBJECT: "THE UNTOUCHABLES"  
TELEVISION PROGRAM  
PRODUCED BY DESILU

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
Clegg \_\_\_\_\_  
Glavin \_\_\_\_\_  
Harbo \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tracy \_\_\_\_\_  
Mohr \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

## BACKGROUND:

Last television season Desilu Productions produced a two-part spectacular called "The Untouchables." starring Robert Stack. This program concerned the activities of Elliot Ness, a deceased Treasury Enforcement Agent, and his efforts in breaking up the Al Capone gang in Chicago. This two-part program had very high ratings and this year it is back as a regular one-hour series based on the same format of Elliot Ness and the Treasury Department vs. the beer barons of the 1920's and 1930's.

## CURRENT DEVELOPMENTS:

The first program of this series was seen in Washington last night and dealt with the struggle for power by Capone's old associates in taking over the gang following Capone's imprisonment. The FBI was in no way mentioned. Last night we received a radiogram from Little Rock stating that next Thursday's "The Untouchables" program will deal with Ma Barker and her gang. The reason for the radiogram was that the television station in Little Rock carrying this program wanted to give it some local promotion and asked the SAC for any data concerning activities which the Barkers might have carried on in Arkansas. The brief preview of next week's program on "The Untouchables" series gave brief glimpses of the growth, development and demise of the Barker gang and there was a scene showing Elliot Ness firing from behind a tree and killing Ma Barker in a cabin in Florida. It is obvious that the Bureau will be involved in this program.

The important consideration here is that if "The Untouchables" will deal with the Barker case next week, it must necessarily deal with the FBI in order to be historically accurate in that we were the primary Federal agency involved in handling this case. We had no prior knowledge from Desilu or any other source that "The Untouchables" would start involving the FBI as would appear to be the case in this instance.

Enclosures *2 sub*  
*10-16-59*

1 - Mr. Jones

JTM:cag  
(3)

REC-15

*94-52549-16*

10 NOV 4 1959

(See recommendations next page)

CHIEF

DeLoach to Tolson memorandum

RECOMMENDATIONS:

1. It is recommended that the attached teletype be sent the Los Angeles office asking them to contact Desilu and ascertain if the FBI is to be depicted in the forthcoming program concerning Ma Barker and her sons and, if so, why Desilu did not have the courtesy to contact us regarding this depiction of our efforts. If the FBI is not to be depicted in "The Untouchables" program dealing with the Barkers then the program will necessarily be historically inaccurate and give the public the impression that the Treasury Department handled this major case!

✓      ✓  
OK. H.

2. It is recommended that the attached radiogram be sent Little Rock advising them to tell the local television station that Alvin Karpis, a prominent figure in the Barker gang, was active in the Hot Springs, Arkansas, area, and that the SAC should refer to the portions of "The FBI Story" dealing with the Barker-Karpis gang.

✓      ✓  
OK.  
L.

JTM

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. A. H. BELMONT *WCS*

DATE: October 30, 1959

FROM : W. C. Sullivan *WCS*

SUBJECT: "THE UNTOUCHABLES"  
TELEVISION PROGRAM  
PRODUCED BY DESILU PRODUCTIONS

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

Reference is made to the attached memoranda of Mr. DeLoach to Mr. Tolson, dated October 16, 17, 19, 21, 1959, and captioned as above.

FBI Cases Invaded

The above-referenced memoranda all refer to usurpation of FBI cases or perversion of FBI history by the executive producer of the television series, "The Untouchables." Particularly was this noted to be the case in the October 22, 1959, presentation of the shooting of Ma Barker by agents of the Treasury Department.

False Advertising

Inasmuch as these memoranda all stress the fact that Eliot Ness, the protagonist of the series, was never a member of the FBI, I thought you would be interested in the attached page from the current issue of the TV Guide (page A-81) which describes "The Untouchables" as "the true story of FBI man Eliot Ness' savage war on the notorious mobsters Al Capone left behind." Next week's edition of the TV Guide has been observed to carry the same advertisement.

RECOMMENDATIONS:

1. For the information of the Director.

2. That this memorandum be forwarded to Mr. DeLoach for any action he may desire to take with respect to the unauthorized and inaccurate use of the name FBI.

ENCLOSURE

Enclosures

MEM-bea (5)

- 1 - Section tickler
- 1 - John E. McHale, Jr.
- 1 - Mr. Belmont
- 1 - Mr. Tolson

58 NOV 13 1959

REC-15

24-52519-11/3/59

OCT 30 1959

CRIME RECORDS

memo to Mr. Tolson 11/3/59



OCTOBER 29  
Evening

THURSDAY

the Monitor, a revolutionary design of naval architecture, ambushed wooden ships of the line.

8:00 **BETTY HUTTON—Comedy**  
"Who Killed Casanova?" A hard-boiled performer begs Goldie to help him find a theater engagement which will put him back on his feet.

Cast

Goldie \_\_\_\_\_ Betty Hutton  
Teddy Adams \_\_\_\_\_ Aris Moushlin  
Micky Strickland \_\_\_\_\_ Richard Miles

**BAT MASTERSON**  
"Shadows at St. Joe." Bat steps at St. Joseph, Mo., to see Dana Miller, an old girl friend, who's appearing as a singer at the local opera house.

Cast

Bat Masterson \_\_\_\_\_ Gene Barry  
Dana Miller \_\_\_\_\_ Jean O'Brien  
Jesse Medford \_\_\_\_\_ Roger Gardner

**NIGHT COURT—Drama**  
Tonight's cases involve: an opium pipe; vapors; a mother; a restaurant; drugs; narcotics; and a hyster.

**DONNA REED—Comedy**  
"The Neighboring Estate." Donna daunts Alex, claiming that he is jealous of their son Jeff's admiration for a new neighbor.

Cast

Donna Reed \_\_\_\_\_ Donna Reed  
Jeff \_\_\_\_\_ Paul Peterson  
Dr. Alex Stone \_\_\_\_\_ Carl Reher

8:30 **JOHNNY RINGO—Western**  
Johnny Ringo is surprised by a request from Jess Meade, an old friend. Meade asks Ringo to put him in jail.

Cast

Johnny Ringo \_\_\_\_\_ Don Durant  
Cathy \_\_\_\_\_ Mark Goddard  
Jess Meade \_\_\_\_\_ Richard Dwyer

**STACCATO—Mystery**  
"Exit." Johnny Staccato learns from his friend Barney that Barney's sister has given all her money to a mischievous.

Cast

Johnny Staccato \_\_\_\_\_ John Cassavetes  
Waldo \_\_\_\_\_ Eduardo Ciannelli  
Barney \_\_\_\_\_ Robert Carricart

This series is reviewed on page 24.

## NEW KIND OF SERIES!



Beginning the true story of FBI man Eliot Ness' savage war on the notorious mobsters Al Capone and his henchmen!



Robert Stack in **the UNTOUCHABLES**

9:30-10:30 THURSDAYS CH. 7

TV GUIDE

A-81

# Office Memorandum • UNITED STATES GOVERNMENT

34-  
GOVERNMENT

TO : Mr. DeLoach

DATE: October 30, 1959

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
TELEVISION PROGRAM  
PRODUCED BY DESILU PRODUCTIONS  
10-29-59 PRODUCTION

Tolson \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holmes \_\_\_\_\_  
Gandy \_\_\_\_\_

Captioned program featured Thursday evening, October 29, 1959, over WMAL-TV, a fictionalized account of George "Bugs" Moran whose gang, you will recall, was eradicated by the Al Capone mob in the St. Valentine's Day massacre.

Last night's episode depicted efforts by Moran, who was played by Lloyd Nolan, to muscle in on legitimate labor unions.

"The Untouchables," the special unit headed by Elliott Ness, remained on the fringes of the activity portrayed in last night's production until shortly before the conclusion of the program when Ness's assistant asked a businessman if his trucks were engaged in interstate commerce, and learning they were, stated that's all that's needed for the Elliott Ness group to move against Moran. A gunfire-filled raid then followed against Moran's hideout.

During the entire performance, which appeared generally listless, the Elliott Ness group members frequently described themselves as "Federal Agents." Never was the Bureau or the FBI specifically mentioned.

At the outset of the program, a brief announcement stated that the story originally announced has been postponed until a later date. Walter Winchell was once again the narrator.

The Crime Research Section will continue to monitor this series to fully protect the FBI's interests.

## RECOMMENDATION:

For information.

- 1 - Mr. Tolson
- 1 - Mr. DeLoach
- 1 - Mr. M. A. Jones

58 NOV 27 1959

JRH:mbs  
(7)

REC-1 94-52549-17

20 NOV 6 1959

CRIME REC  
This program is  
doing the FBI no  
good

100-21725-342

FEDERAL BUREAU OF INVESTIGATION  
U. S. DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

OCT 17 1959

TELETYPE

Mr. Tolson	
Mr. Belmont	
Mr. DeLoach	
Mr. McGuire	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Trotter	
Mr. W.C. Sullivan	
Tele. Room	
Mr. Holloman	
Miss Gandy	

URGENT 10-17-59 9-47AM DS

TO DIRECTOR, FBI

FROM SAC LOS ANGELES & P

QUOTE THE UNTOUCHABLES, QUOTE DESILU TELEVISION SERIES, RESEARCH / CRIME  
RECORDS/. REBUTEL, OCTOBER SIXTEEN, LAST. [REDACTED] BG

[REDACTED] UNTOUCHABLES, QUOTE CONFIRMED OCTOBER SIXTEEN LAST  
THAT NEXT THURSDAYS PROGRAM ON CAPTIONED SERIES ENTITLED QUOTE MA BARKER  
AND HER BOYS QUOTE STATED FBI MENTIONED IN SCRIPT IN OPENING NARRATION,  
WHICH IS DONE BY WALTER WINCHELL, IN FOLLOWING MANNER. QUOTE ON  
JANUARY SIXTEEN, ONE NINE THREE FIVE, THERE TOOK PLACE ONE OF THE MOST  
INCREDIBLE EPISODES IN THE ANNALS OF AMERICAN CRIME... IT BEGAN AT  
SEVEN O-CLOCK ON A WARM, SUNNY FLORIDA MORNING. IN A COMBINED  
OPERATION, ELIOT NESS AND HIS SPECIAL AGENTS JOINED WITH THE FBI, STATE  
TROOPERS AND LOCAL POLICE IN A SURPRISE VISIT TO A QUIET RESORT COLONY  
NEAR THE TOWN OF OKLAHAMA... WHAT FOLLOWED MADE FRONTPAGE HEADLINES  
ALL OVER THE WORLD.... QUOTE. STATED HE DOES NOT IDENTIFY ELIOT NESS  
AND HIS SPECIAL AGENTS AS BEING CONNECTED WITH TREASURY DEPARTMENT  
BUT REFERS TO THEM ONLY AS FEDERAL AGENTS THROUGHOUT SCRIPT. STATED  
MOST PEOPLE WILL PROBABLY CONSIDER NESS AND HIS AGENTS AS FBI AGENTS.  
IT WAS POINTED OUT THAT THE OPENING NARRATION DIFFERENTIATES BETWEEN NESS

62 NOV 18 1959

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CRIMINAL

PAGE TWO

86  
HIS AGENTS, AND FBI. IT WAS POINTED OUT THAT HIS SCRIPT COMPLETELY UNFACTUAL AND CREDITS OTHER AGENCIES WITH WORK DONE BY FBI. FURTHER POINTED OUT THAT IT IS BAD ENOUGH TO DO THIS AND WORSE TO HAVE FBI IN SUPPORTING ROLE. [REDACTED] REALIZED TERRIBLE ERROR MADE AND STATED THAT HE WOULD REMOVE THE WORDS QUOTE THE FBI QUOTE FROM OPENING NARRATION. IN THIS MANNER THE FEDERAL AGENTS, NOT IDENTIFIED IN ANY MANNER OTHER THAN AUDIENCES RECOLLECTION FROM ORIGINAL TWO HOUR PROGRAM ON QUOTE THE UNTOUCHABLES QUOTE. [REDACTED] CLAIMED HE HAD ASKED [REDACTED] DESILU, TO CLEAR HIS HANDLING OF STORY WITH BUREAU. CLAIMED SINCE HE HEARD NOTHING TO THE CONTRARY FROM [REDACTED] ASSUMED SANCTION OBTAINED. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

COR LINE 1 WD 7 SHUD BE "POINTED"

END PAGE TWO

PAGE THREE

QUESTIONED ABOUT POSSIBILITY OF NOT SHOWING THIS SEGMENT OF SERIES. HE ADVISED ABC HAD PURCHASED THE SERIES FOR ONE YEAR AND THIS STORY WIDELY PUBLICIZED FOR SHOWING NEXT THURSDAY. STATES CONSIDERING CONTRACTUAL ARRANGEMENTS, DOUBTS IF ANY SUBSTITUTION COULD BE MADE. [REDACTED] WHEN QUESTIONED AS TO PLANS FOR SERIES IN FUTURE, ADVISED HE HAD INTENDED DOING THE JOHN DILLINGER, DUTCH SCHULTZ, PRETTY BOY FLOYD, AND BABY FACE NELSON STORIES. [REDACTED] WAS TOLD THAT BUREAU WAS MOST UNHAPPY WITH IDEA OF SHOWING THE MA BARKER STORY AND THAT BUREAU CERTAINLY WOULD NOT TOLERATE FURTHER INVASION BY DEPICTION OF STORIES MENTIONED. CONFERENCE HELD WITH [REDACTED] AND DESI ARNAZ ON ENTIRE MATTER. ARNAZ ADVISED THAT HE HAD NOT FOLLOWED PRODUCTION PERSONALLY AND REALIZES TERRIBLE QUOTE GOOF QUOTE MADE. SAID HIS PERSONAL ESTEEM FOR DIRECTOR SUCH THAT HE WOULD DO NOTHING INTENTIONALLY TO HURT FBI AND DESIRES TO MAKE WHATEVER AMENDS POSSIBLE. STATED THAT HE WOULD HAVE ANNOUNCER AT END OF NEXT PROGRAM STATE SOMETHING TO EFFECT QUOTE WE WOULD LIKE TO THANK THE FEDERAL BUREAU OF INVESTIGATION FOR ALLOWING THE UNTOUCHABLES TO PORTRAY THE PART PLAYED BY THE FBI IN THE REAL MA BARKER CASE. QUOTE. WHEN POINTED OUT THIS WOULD INDICATE BUREAU SANCTION. ARNAZ SAID THAT THEY WOULD MAKE ANY STATEMENT OR OMIT SAME ACCORDING TO BUREAU DESIRES.

END PAGE THREE

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PAGE FOUR

WHEN FUTURE STORIES FOR QUOTE UNTOUCHABLES QUOTE DISCUSSED, ARNAZ STATED SPECIFIC FBI STORIES WILL NOT BE TREATED, AND FICTIONALIZED STORIES SUBSTITUTED IF BUREAU DESIRES. ARNAZ STATED HE WAS OF THE OPINION ELIOT NESS JOINED FBI AFTER CAPONE CASE. ASKED IF IN FUTURE QUOTE UNTOUCHABLES QUOTE STORIES, NESS AND HIS MEN COULD BE ESTABLISHED AS BEING FBI AGENTS. WAS ADVISED THAT THIS WOULD HAVE TO BE BUREAU DECISION AND ARRANGEMENTS MADE FOR ANOTHER CONFERENCE RE FUTURE THIS SERIES FOR TUESDAY, NEXT [REDACTED] ADVISES THAT DEPICTION OF FEDERAL AGENTS ON QUOTE MA BARKER STORY QUOTE FAVORABLE TO ANY AGENCY. OFFERED SCREENING OF THIS SEGMENT FOR CRITICISM. HOWEVER, POINTED OUT THAT THE TIME ELEMENT PRECLUDES MUCH CHANGE IN STORY. SCRIPT AVAILABLE FOR BUREAU IF DESIRED. BUREAU INSTRUCTIONS REQUESTED. B6

END ACK PLS

A2-00 PM OK FBI WA NM

T

901 13 5 01 00 20

RECEIVED 11/13

FEDERAL BUREAU OF INVESTIGATION  
U. S. DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

OCT 17 1959

TELETYPE

Mr. Tolson	
Mr. Belmont	
Mr. DeLoach	
Mr. McGuire	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Trotter	
Mr. W.C. Sullivan	
Tele. Room	
Mr. Holloman	
Miss Gandy	

URGENT 10-17-59 12-18PM DS

TO DIRECTOR, FBI

FROM SAC LOS ANGELES 2P

QUOTE UNTOUCHABLES, UNQUOTE, DESILU TELEVISION SERIES, RESEARCH /CRIME RECORDS/. RMYTEL TODAY. REVIEW OF QUOTE MA BARKER UNQUOTE SCRIPT REFLECTS NESS TALKING WITH NEIGHBOR OF BARKERS PRIOR TO RAID. NEIGHBOR PROTESTS, SAYING WRONG IDENTITY AND POINTS OUT MRS. CLARK PAREN NAME ASSUMED BY BARKERS AT THAT TIME UNPAREN WENT TO CHURCH WITH HER ON SUNDAYS. NESS THEN SAYS, QUOTE YOU KNOW WHO CALLS HER THE MOST DANGEROUS WOMAN ALIVE IN THE USA TODAY QUESTION MARK. J. EDGAR HOOVER END QUOTE. ELSEWHERE IN SCRIPT, NESS IS DEPICTED CHECKING TEN DOLLAR BILL SPENT BY GIRLFRIEND OF DOC BARKER AGAINST LIST OF SERIAL NUMBERS OF RANSOM MONEY. IN LARGE TYPE LIST IS HEADED QUOTE FEDERAL BUREAU OF INVESTIGATION END QUOTE. ANOTHER SCENE SHOWS NESS DICTATING INTO DICTAPHONE THUS QUOTE MEMO TO ALL U. S. POSTMASTERS, ALL CHICAGO POSTAL SUB-STATIONS... PERSONNEL AT GENERAL DELIVERY WINDOWS ARE REQUESTED TO OBSERVE CLOSELY FOR A MAN CALLING FOR SMALL PACKAGE WITHIN NEXT WEEK OR SO...ANSWERING TO PHOTO AND DESCRIPTION OF ARTHUR QUOTE DOC ENDQUOTE BARKER, FBI FUGITIVE FLY-SHEET K-SEVEN SEVEN SIX FIVE ON DISPLAY AT YOUR STATION... UNQUOTE. LATER SCENE HAS CAMERA PANNING

END PAGE ONE

62 NOV 10 1959  
143

REC-55  
EX 104

94-52549-19  
15 NOV 4 1959  
CRIM DIV

PAGE TWO

ACROSS FOUR QUOTE FBI WANTED HANDBILLS UNQUOTE IN POST OFFICE,  
ONE FOR EACH BARKER. DURING RAID, NESS ATTEMPTS TO TALK BARKERS INTO  
SURRENDERING. BARKER BOYS ASK IF THE GOVERNMENT WOULD PROMISE NOT  
TO USE THE NEW LINDBERGH LAW IF THEY GIVE UP. NESS SAYS, QUOTE LOOK,  
YOU CAN-T BARGAIN WITH THE DEPARTMENT OF JUSTICE. UNQUOTE. IF THE WORDS  
QUOTE THE FBI UNQUOTE ARE DELETED FROM ORIGINAL NARRATION IN VIEW OF  
THE REFERENCES TO THE DIRECTOR, FBI, AND DEPARTMENT OF JUSTICE, IT IS  
BELIEVED THAT MAJORITY OF VIEWING AUDIENCE WILL ASSUME NESS AND HIS  
AGENTS TO BE FBI AGENTS. BASED SOLELY ON READING OF SCRIPT, THERE  
DOES NOT APPEAR TO BE ANYTHING THEREIN WHICH WOULD DEPICT THE FEDERAL  
AGENTS IN AN UNFAVORABLE LIGHT.

END ACK PLS

4-23 PM OK FBI WA JC

TH DISC

M

8:41 4-23-35

44-38861-1157





# STATES DEPARTMENT

FEDERAL BUREAU OF INVESTIGATION  
1340 West Sixth Street  
Los Angeles 17, California  
November 12, 1959

Mr. Tolson	✓
Mr. Belmont	✓
Mr. DeLoach	✓
Mr. McGuire	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Holloman	✓
Miss Gandy	✓

Mr. J. Edgar Hoover  
Director  
Federal Bureau of Investigation  
Washington, D. C.

Dear Mr. Hoover:

*Desilu Productions*

Reference is made to your letter in which you specifically brought to my attention the situation which developed regarding "The Untouchables". You also suggested that I let you hear from me concerning the course of action we are following in extending our minute-to-minute knowledge of what is going on in the industry which might in any way affect us.

I fully realize the seriousness of the problem which confronts us in connection with the desires of the many producers of movie and television series to inject FBI roles into their stories, particularly since the release of "The FBI Story". I also fully realize the responsibilities which go along with this problem.

I want you to know that close liaison relationships have been maintained with the major motion picture and television production companies for a number of years.



Motion picture trade publications and movie gossip columns are daily reviewed to insure a knowledge of any production activity of interest to the Bureau.

94-52549-  
NOT RECORDED  
NOV 24 1959

62 NOV 25 1959 143

Mr. J. Edgar Hoover

which is being undertaken.

B2

I might point out too that I have instructed those Agents working on this responsibility to create more extensive contacts, [REDACTED]

Also, I have instructed that contacts be made with [REDACTED]

[REDACTED] in order that this office may have knowledge of any television program featuring an FBI role. I have impressed upon these Agents the responsibility which must be handled completely and continuously just as you have emphatically brought same to my attention, and I feel confident that the desired results will be obtained on a continuing basis.

Please rest assured that I will continue my personal efforts along these same lines. This matter was discussed in detail with [REDACTED] during the recent inspection.

Respectfully submitted,

*W. W. Burke*

W. W. BURKE  
Special Agent in Charge

*This is very important & urgent.*

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: November 8, 1959

FROM : M. J. Jones

SUBJECT: "THE UNTOUCHABLES" TELEVISION PROGRAM  
PRODUCED BY DESILU PRODUCTIONS  
NOVEMBER 5, 1959

Tolson \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holloman \_\_\_\_\_  
 Gandy \_\_\_\_\_

DESILU PRODUCTIONS

Captioned program last night over channel 7, WMAL-TV, featured a fictionalized account of the murder of a Chicago newspaperman by the name of Jack Lingle by mobsters.

There was no mention of the FBI. Elliott Ness and his men were described as dedicated men known as "The Untouchables," and it was rather clear that they were associated with the Federal Prohibition Bureau.

The program was narrated at the outset by Walter Winchell. It was rather melodramatic and depicted numerous killings.

The Crime Research Section will continue to monitor this series to fully protect the FBI's interest.

RECOMMENDATION:

None. For information.

1 - Mr. Tolson

1 - Mr. DeLoach

REC-105

94-52549-20

11 NOV 9 1959

60 NOV 13 1959

CRIME REC

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: November 13, 1959

FROM : M. A. Jones

SUBJECT: "THE INTOUCHABLES"  
TELEVISION PROGRAM  
PRODUCED BY DESI PRODUCTIONS  
11-12-59 PRODUCTION

Tolson	_____
Belmont	_____
DeLoach	_____
McGuire	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Holloman	_____
Gandy	_____

Last night, captioned program over WMAL-TV featured a story concerning a comedian controlled by a mobster in Chicago's speakeasy days.

A complete review of this hour long program failed to reflect any reference to the FBI. The advertising of this program no longer contains any references to the FBI. It will be recalled that this was originally the case, but after FBI objections were made known, the references to this Bureau were discontinued upon specific instructions of Desi Arnaz.

RECOMMENDATION:

None. For information.

1 - Mr. Tolson

1 - Mr. DeLoach

GEM:113

(5)

REC-15 94-52549-21

12 NOV 18 1959

58 NOV 20 1959

File

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: 11-20-59

FROM : M. A. Jones

SUBJECT: VINCENT "MAD DOG" COLL

~~THE UNTOUCHABLES~~

DESILU PRODUCTION

CHANNEL 7, WMAI

NOVEMBER 19, 1959

DESILU PRODUCTIONS

Last night "The Untouchables" portrayed the criminal activities of Vincent "Mad Dog" Coll, a New York hoodlum who had a psychopathic hatred towards New York beer baron "Dutch" Schultz. The program depicted means by which Coll, a demented thug with uncontrollable homicidal tendencies, attempted to cause Schultz financial ruin.

In trying to hurt Schultz, Coll kidnaps and murders one "Lefty" Gallagher, a Schultz bodyguard, for whom he attempted to extort \$100,000 ransom from Schultz. There is no indication whatsoever of interstate transportation of the kidnap victim. In fact it appears that the body was found in New York City, the same place where the kidnaping occurs. "The Untouchables" headed by Elliot Ness entered the action following the kidnaping, commenting to local police that they can go into this now because of the kidnaping. While at no time is any mention made that "The Untouchables" are connected with the FBI, the suggestion is conveyed that jurisdiction in kidnap matters falls within the authority of "The Untouchables."

Walter Winchell once again figured prominently as a narrator of this program.

OBSERVATION:

While no mention was made that "The Untouchables" are members of the FBI, there is a tendency to usurp FBI jurisdiction for the purposes of portraying achievements of other law enforcement agencies. A continuation of this trend will be watched carefully as future programs of this series are monitored by the Crime Research Section.

RECOMMENDATION:

For information.

JRH:dmr

62 DEC 3 1959

3 1959

11/20

JP

REC-23

NOV 27 1959

CRIME

Tolson ✓  
Belmont ✓  
DeLoach ✓  
McGuire ✓  
Mohr ✓  
Parsons ✓  
Rosen ✓  
Tamm ✓  
Trotter ✓  
W.C. Sullivan ✓  
Tele. Room ✓  
Holmes ✓  
Gandy ✓

Liberty  
MAG  
JPH

MCT 94-52549-23

CRIME REC

John Edgar Hoover, Director  
Federal Bureau of Investigation  
Washington 25, D. C.

Dear Mr. Hoover

We are watching a show on T.V. named "The Untouchables". At the beginning of each program it shows a book of the same name. It has on the front of the book the name Elliot Ness. I think that besides being the writer he was in the F.B.I. My father thinks he is just the author. I would like it very much if you could tell us which one is right. Thank you very much.

REC- 8

REC-8 94-52549-24  
yours truly. B6

~~24 MAY 25 1959~~

EX 104

**CRIME REC**

November 23, 1959

EX 104

Dear [REDACTED]

Your letter of November 12, 1959, has been received, and I appreciate the interest which prompted your inquiry.

In connection with your request, I would like to point out that Mr. Ness was employed as a Prohibition Agent in the Internal Revenue Service and later was transferred to the Bureau of Prohibition in the Department of Justice. He was never a Special Agent of the FBI.

Sincerely yours,

J. Edgar Hoover

NOV 23 11 30 AM '59  
REC'D-READING ROOM  
FBI

NOTE: Correspondent is not identifiable in Bufiles. Information concerning Ness located in Bufile 94-52549-X3. The program, "The Untouchables," deals with work of the Prohibition Agents in tracking down notorious gangsters of this era, (87-32840) early 1930's.

RWK:gc  
(3)

REC'D WYB ROOM

MAILED 27

NOV 23 1959

COMM-FBI

66 DEC 7 1959

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Gandy \_\_\_\_\_

MAIL ROOM ☐ TELETYPE UNIT ☐

Office Memorandum • UNITED STATES GOVERNMENT

RA TO : Mr. DeLoach

DATE: November 27, 1959

FROM : M. A. Jones

*DeLoach Productions*

SUBJECT: ~~THE UNTOUCHABLES~~ *Television Program*  
 WHAL - TV  
 9:30 P. M.  
 11-26-59

Tolson \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Gandy \_\_\_\_\_

*Cum gratia*  
*etc*

Captioned program over the American Broadcasting Company Television Network was monitored last night by Special Agent [redacted]. The program concerned the abduction of a key witness in a Federal trial involving a mobster involved in illicit liquor traffic. Elliot Ness and his group of "untouchables" were responsible for locating the key witness. There was no mention made of the FBI. The average member of the public, however, could have easily given the impression that Ness and his men were FBI Agents inasmuch as they were identified as "Federal" men and were not linked with any other particular Federal agency.

Elliot Ness was depicted as using strong arm tactics in obtaining information from hoodlums; as harassing a hardened criminal aboard a train, taking his property and having the hoodlum turned over to local police on a trumped up charge. This program, narrated by Walter Winchell, certainly was not a credit to any Federal agency on the stand point of civil rights.

RECOMMENDATION:

None. For information.

1 - Mr. DeLoach  
 1 - T. V. File

GEM:bla  
 (4) *file*

*EX 100*

*REC-31*

*94-52549-25*

23 DEC 8 1959

*CRIME INDEX*

62 DEC 11 1959



## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: December 4, 1959

FROM : M. A. Jones

SUBJECT: THE UNTOUCHABLES  
DESILU PRODUCTIONS  
AMERICAN BROADCASTING COMPANY  
 9:30 P.M., DECEMBER 3, 1959

Tolson \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holloman \_\_\_\_\_  
 Gandy \_\_\_\_\_

Captioned program was monitored last night by Special Agent [redacted]. It concerned an extortion case involving "The Artichoke King." The program included a number of gang-style murders and other killings and portrayed "Federal" men headed by Elliot Ness called "The Untouchables." No mention was made of the FBI, although the public could have easily obtained the impression that "The Untouchables" were in fact FBI men since this antiracketeering - extortion-type investigation would come within our jurisdiction.

The program was again narrated by Walter Winchell. It was announced that the program next week will concern the "Tri-state Gang." This program will be monitored.

RECOMMENDATION:

None. For information.

1 - Mr. DeLoach

GEM:paw  
 (4)

EX-135

REC-94-52549-26

22 DEC 8 1959

57 DEC 14 1959

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: December 8, 1959

FROM : M. A. Jones

SUBJECT: THE UNTOUCHABLES  
DESILU PRODUCTION

TV SERIES

Tolson \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Casper \_\_\_\_\_  
 Callahan \_\_\_\_\_  
 Conrad \_\_\_\_\_  
 Felt \_\_\_\_\_  
 Gale \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Sullivan \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holloman \_\_\_\_\_  
 Gandy \_\_\_\_\_

The December 5-11, 1959, issue of "TV Guide" contains an article entitled "The Surprised Mr. Stack" and does not show a credit line for the author of the article. This publication is published by Triangle Publications, Inc. of which Walter H. Annenberg is President.

The article reflects an interview with Robert Stack who stars in "The Untouchables" wherein Stack says the TV series was originally slated to be a motion picture but was later converted to a weekly TV series. The article refers to some of the early background and activities of Stack. Stack expresses the belief that the audience loves Elliot Ness (the part he plays) because he is a Government agent making \$50 a week and turning down \$5,000 to "lay off the mob."

Stack goes on to state: "I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a Western, so anything goes. It's not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI agent and he's no more like Ness than I am. They've got so many rules and regulations in his outfit it's all he can do to blow his nose."

RECOMMENDATION:

None. For information.

1 - Mr. DeLoach

Enclosure

JEM:paw  
(3)

ENCLOSURE

3 DEC 16 1959

REC-23

94-525-19

23 DEC 11 1959

CRIME REC.

## THE SURPRISED-MR. STACK



He finds himself

starring in a series

that was supposed

to be a movie.

When Robert Stack was first shown the script for *The Untouchables*, he solemnly shook his curly head and pointed the tips of his well-bred thumbs toward the floor. It was his professional opinion that the story of Eliot Ness, United States Treasury

continued on page 70

Robert Stack as incorruptible crime fighter Eliot Ness, and Suzanne Stone.

TV GUIDE

December 5, 1959

94-52549-27

ENCLOSURE

Robert Stack/continued

agent, was lacking in something.

"From an actor's point of view," says Stack, a 48-year-old California socialite, whose approach to his career has always been marked by a certain detachment, "it had no dynamics. Don't ask me what that is, but I can assure you it's a quality that's mighty important to the leading man, two critics and three other actors."

For this reason Stack was cool about playing the New role when it was first offered him by Quinn Martin, executive producer of the *Death* package, and Phil Karlson, its director and a long-time friend of Stack's. Aside from the fact that Martin and Karlson thought enough of him to drop by his house and make the pitch, Stack says two things made him change his mind and agree to clean up Chicago—on film, at least.

"For one thing," he recalls, "Martin and Karlson were painfully honest. They told me I was third choice for the part. They had Van Heflin lined up, but he cooked out to do a picture. Then they tried to get Van Johnson. I'm not being sarcastic about this. I admired the outfit's honesty. I thought if they could level with me, the least I could do was to listen."

At that time Stack was not interested in doing a television series. Neither were Martin, Karlson and DeSitu. That, says Stack, was the clincher. Staunchly conservative as a prominent member of Hollywood's old guard, he was still thinking of the dynamics of the box office and the marquee. He agreed to do *The Untouchables* as a bloody and busy movie.

"I am just as bewildered as you are," he says today, as the star of ABC's weekly hour-long excursion into the shoddiness of the Capone era. "This whole thing came up in such a hurry. Originally it was to be a

feature picture. We shot it in four weeks last season as a feature. It was for European release. It was filmed in wide screen.

"Its American release was going to be on television, but nobody thought anything about that. That was just part of the financing. It was to be cut into two one-hour film shows on *Death* Playhouse. *Death* got \$125,000 for each show. That made \$250,000. But the picture cost \$500,000. The other \$250,000, plus maybe a million or two profit, was to be made up from theater showings. It went on *Death* Playhouse in April, and I put it out of my head.

"Then in July I was leaving for Japan. *Death* called me. The damndest thing had happened. The sponsor had an option on the time slot if *Death* would make *The Untouchables* into a weekly series. It was up to me. I had 12 hours to make up my mind. *Death* was willing if I was, and the whole thing came up just like that."

Before leaving for Japan, where he had contracted to star in an independent picture (Andrew Stone's *The Last Voyage*), Stack called *Death* back and consented, but not without misgivings. "*The Untouchables*," a Chicago newspaper's nickname for a seven-man squad (reduced to four in the series) of incorruptible Treasury agents, was based on the life of the late Eliot Ness, the leader. As a picture, Stack was pleased with this retelling of the 1930's, but as a TV series it struck him as a little dated.

Then, too, there were other problems. For one thing Fuselli (played by Kennan Wynn), one of Ness's agents, was killed in the picture. For authenticity, he would have to be revived as a regular in the series, always an awkward moment for all concerned.

That sticky situation had been avoided, however, by having the series begin where the picture had ended—after Fuselli's death.

And a fact overlooked last June—a television audience apparently as thirsty for the nostalgia of the early 1930's as for the nostalgia of the Old West—has taken care of Stack's worries about "dynamics."

Hollywood gossip writers have described the off-screen Stack as "good-natured," "stubborn," "determined." He developed the last two qualities in self-defense. He is a home-town boy, whose career began tamely in 1939. In "First Love," his first role, he gave Deanna Durbin her first screen kiss. Universal was charmed but not overly impressed, and assigned its wavy-haired 20-year-old a number of "teenie-racket" roles, in which Bob recalls that he mainly bounded on screen to ask, "Where's everyone? Is tea ready?"

Stack is the first to confess the parts fit. He is the son of the late J. Langford Stack, a wealthy Los Angeles advertising executive, and a fifth-generation member of one of California's first families. His great-grandfather opened Los Angeles' first theater; he is a nephew of baritone Richard Emmett. (Stack, incidentally, is married to the former Rosemarie Howe, an actress. They're the parents of a daughter born Jan. 28, 1957, and a son born May 22, 1958.) At the time he kissed Deanna Durbin, Stack, an ex-University of Southern California student, had a three-goal rating at pole.

Five years in the Navy interrupted all that, and Stack returned to Hollywood with a more determined approach. "To impress this town," he observes, "you have to skate upside down on one finger, playing 'God Bless

America' on the harmonica and balancing Jayne Mansfield on one foot." Stack figures that he performed comparable feats with postwar roles like the psychotic playboy in "Written on the Wind." He admits now that he erred in siding up Eliot Ness as lacking the vividness of such roles.

"The script wasn't lacking anything," he concluded. "I was leaving something out. I was forgetting the audience. They love this guy, and no wonder. Here's a Government agent making \$50 a week and turning down \$5000 a week to lay off the mob. I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a Western, so anything goes. It's not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI agent and he's no more like Ness than I am. They've got as many rules and regulations in his outfit as all he can do to blow his nose."

Except for Playhouse 90, a Producers' Showcase and a couple of half-hour filmed dramas, Stack had done very little TV. "I wasn't snobbish toward it," he says. "I just preferred doing pictures. It's less back-breaking work." Since The Untouchables, however, Stack has formed Langford Productions, Inc., with his agent and a businessman friend as partners. The company owns a share of The Untouchables and plans to develop other properties as future TV series.

"I'm reading stories," says Stack, "but so far nothing as good as the Ness book has turned up."

High filtration & refreshing taste in one cigarette: **Alpine**

# Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: December 11, 1959

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"

DESTROYED PRODUCTIONS

9:30 P.M., 12/10/59

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

Captioned program was broadcast locally at 9:30 p.m. over Channel 7. This misleading program, again narrated by Walter Winchell involved "The Tri-State Gang." This gang involved a group of hijackers who were stealing from trucks which crossed the state lines. Eliot Ness and his men were described as "Federal police." This case in actuality was handled by the FBI, and the program as portrayed left the inference that Ness and his men were associated with this Bureau, although the FBI was not mentioned at any time during the program.

The program opened with the hijacking of a truck at Oakhurst, Virginia, which was carrying a \$20,000 shipment of tobacco. The driver was chained to a tree and after a hood was placed over his head, he was shot. Ness and his men were called into the case and set up headquarters in a Richmond, Virginia, hotel. A round-the-clock surveillance of a junk yard in Richmond culminated in an attempt to make arrests of the members of the gang. Very ineptly Ness and his men were spotted by members of the gang as they enter the junk yard. There was an exchange of gun fire. One of "The Untouchables" was killed and one of the gang members was killed. The slain gang member had been friendly with a French girl who became aware of the identity of the gang members. A member of the gang was dispatched to kill her. She was shot but is not killed. Upon learning of her hospitalization, the gang again attempted to kill her at the hospital. Ness saw the hoodlum on a fire escape attempting to enter the hospital.

The French girl furnished the names and residences of the gang members to Ness. Raids are made but three members of the gang elude capture. The gangster who attempted to kill the French girl is slain by the gang for his failure to do so.

In the scene showing the three gangsters at their hideout, one gang member observes that the "Feds" were after them. The gang leader, portrayed by William Bendix, states "Feds-they're nothing but a bunch of flatfoots just like any other cops."

In order to obtain funds to make a successful flight from authorities, the remaining gangsters kidnaped a local bookie and demanded \$60,000 ransom. The wife of the bookie manages to raise \$28,000 and promises to furnish the remaining amount the next day. The gang kills the bookie that night and abandoned the body in the woods.

1 - Mr. DeLoach

RAM:paw (4)

DEC 21 1959

CRIMINAL

Jones to DeLoach memorandum  
RE: "THE UNTOUCHABLES"

Less than an hour later the body was discovered.

Ness is then shown entering the home of the bookie where he flashes credentials and is identified by the brother of the bookie's wife as "Federal police." Ness encourages the wife of the bookie to go through with her plans to pay off the remaining ransom. The payoff is made at the zoo where Ness and his men are stationed. One gang member is killed and the leader is trapped in a bear enclosure. The third member is located and the resulting convictions and sentences are announced by the narrator.

This program again served to mislead the public regarding jurisdiction of legitimate Federal agencies. The tactics of "The Untouchables" were crude and not at all in keeping with the facts of the actual investigation of "The Tri-State Gang."

It was announced that next week's program will involve Dutch Schultz.

RECOMMENDATION:

None. For information.

✓      D

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: December 14, 1959

FROM : M. J. [redacted] *ble*SUBJECT: [redacted] *A3*

*ble*

"THE UNTOUCHABLES"  
DESILU PRODUCTIONS  
HOLLYWOOD, CALIFORNIA

*✓*

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

*ble*

The December 5-11 issue of "TV Guide" contained remarks attributed to Robert Stack which stated: "I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a Western, so anything goes. It's not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI agent and he's no more like Ness than I am. They've got so many rules and regulations in his outfit it's like he can do to blow his nose."

- ble*
- 1 - Mr. Tolson
  - 1 - Mr. DeLoach

Enclosure *12-15-59*  
GEM:pag (5)

REC-7E

DEC 16 1959

CRIME



Jones to DeLoach memorandum

RE:

"THE UNTOUCHABLES"

BC

By letter dated December 11, 1959, to Mr. Desi Arnaz, President of Desilu Productions, Inc., the Director expressed his concern over the comments attributed to Stack.

RECOMMENDATION:

It is recommended that the attached letter over Mr. Tolson's signature be sent to Mr. Stack advising him of Mr. Tolson's surprise and shock upon reading the comments attributed to Stack in the December 5-11 issue of "TV Guide."

✓  
G  
H

December 15, 1959

REC-7

Mr. Desha  
President  
Desha Productions, Inc.  
180 North Gower Street  
Hollywood 38, California

Dear Desha:

After reading with great surprise Mr. Robert Stack's comments in the December 5-11, 1959, issue of "TV Guide," I wrote him a letter expressing my feelings regarding his snide remarks which reflect unfavorably on the FBI. I am enclosing a copy of my letter to him, and I am sure you will agree that my position is not only sound but justified.

With kindest personal regards,

Sincerely,

*Clyde*  
Clyde Tolson  
Associate Director

DEC 15 1959

COMM-FBI

Enclosure

- 1 - Los Angeles  
1 - Mr. Tolson  
1 - Mr. DeLoach

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Gandy \_\_\_\_\_

GEM:111

(6)

62 DEC 23 1959

MAIL ROOM ☐ TELETYPE UNIT ☐

DEC 16 1959

# Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: December 18, 1959

FROM : M. A. Jones

SUBJECT: **"THE DUTCH SCHULTZ STORY"**  
**THE UNTOUCHABLES**  
**DESILU PRODUCTIONS**  
**DECEMBER 17, 1959**

Tolson \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holloman \_\_\_\_\_  
 Gandy \_\_\_\_\_

Captioned program broadcast last night concerned the racket activities of Arthur Flegenheimer, alias Dutch Schultz. This hoodlum is depicted as attempting to control the New York underworld and in attempting to do so seeks an alliance with Lucky Luciano. Eliot Ness and his group of "The Untouchables" were identified as Federal Agents. No mention was made of the FBI, although anyone familiar with FBI jurisdiction would be aware that "The Untouchables" were engaged in matters within the jurisdiction of the FBI.

Ness is able to get a man inside Schultz's organization. The inside man is able to determine the location of the books of the organization. A raid is made of the books. Ness is offered a large bribe by Schultz, but turns it down.

Dutch Schultz is brought to trial for income tax evasion. The Government agreed to a change in venue and the trial was held in a town outside of New York City. Schultz goes free after managing to influence the jury by framing the niece of the foreman of the jury. The niece is also on the jury. Upon going free, Dutch Schultz is confronted by Eliot Ness who informs him that if Luciano doesn't get him, Ness, will.

Upon his return to New York City, Dutch Schultz is faced with such pressure from police and Luciano that he is forced to move to New Jersey where he sets up his office. Knowing that he cannot defeat Luciano, he decides to join him. A meeting is arranged between Luciano and Schultz and their respective bodyguards. It is specified that no one is to carry any weapons. During the ensuing meeting an argument develops and Schultz instructs his bodyguard to shoot Luciano with the machine gun which had been concealed in the piano. The bodyguard takes out the machine gun but instead of shooting Luciano, shoots Schultz. Luciano had previously made a payoff arrangement with Schultz's bodyguard. After the payoff, Luciano leaves but his bodyguard remains. The machine gun is laid on the table and Schultz's bodyguard goes over to him. Luciano's bodyguard then picks up the machine gun and kills Schultz's man. At this point, Eliot Ness arrives on the scene and kills Luciano's bodyguard. This is a very bloodthirsty sequence of events.

Ness rushes Schultz to the hospital but Schultz never is able to furnish a statement as to the identity of his killer. After showing the death of Schultz at 8:26 p.m. it is explained the number 835 is played heavily in the rackets the next day he was a loser.

RECOMMENDATION: None. For information.

GEM:nav (4)  
 1 - Mr. DeLoach

EX-133 REC-50 94-52549-32  
 DEC 20 1959  
 V. K. MC CRACKEN

03722

December 11, 1959

Mr. Desi Arnaz  
President  
Desilu Productions, Inc.  
780 North Gower Street  
Hollywood 38, California

Desilu Productions, Inc.  
780 North Gower St.  
Hollywood 38, California

Dear Desi:

I wanted to call to your attention the aside, unjustified comments made by Robert Stack, who currently plays the role of Eli Ness in "The Untouchables." Mr. Stack was quoted in the December 8, 1959, issue of "TV Guide" as stating: "I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a Western, so anything goes. It's not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI agent and he's not more like Ness than I am. They've got so many rules and regulations in his outfit it's all he can do to blow his nose."

It would appear to me, and I am certain that many of my law enforcement associates throughout the country join me, that Mr. Stack, who reportedly personifies a law enforcement officer on television, might give consideration to upholding this profession rather than being satirical in his outside remarks. While I am unaware of Mr. Stack's actual experience in law enforcement, it is rather doubtful that his brief acting career in "The Untouchables" establishes him as an authority to speak regarding FBI activities or those of any law enforcement organization.

While I realize you are not accountable for Mr. Stack's uncalled-for actions or remarks, I am certain that you, [redacted] and your staff would prefer that the general public believe that Desilu Productions stands for the highest quality in performance. Such remarks as attributed

cc - Los Angeles - sent 12/15/59

1 - Mr. Jones

CDD/emb

NOTE: See page 2

DEC 11 5 04 PM '59

FBI

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REC-34

DEC 22 1959

66 DEC 31 1959

UNIT

EX-100

Mr. Desi Arnaz

03723

to Mr. Stack would seem to indicate that the FBI, and law enforcement as a whole, is today incapable of handling its responsibilities. You, of course, as a personal friend and one interested in the FBI, understand the fact that the FBI's accomplishments over the years have become ever greater. Statistically, from the standpoint of money saved the United States Government, the apprehension of dangerous fugitives and many other factors, the FBI increases its accomplishments each year. Mr. Stack's sarcasm hardly rings true in the face of such facts.

While Mr. Stack may be content to revel in exploits which smack of disregard for civil liberties, I cannot with any degree of pride condone either his remarks or such actions as may be depicted on television.

I thought you might be interested in having my opinion of Mr. Stack's remarks, particularly in view of the clouds that have hovered over certain television programs in the recent past. It would seem that actors would desire to portray the true facts regarding the careers they represent on television, rather than allow suspicion and doubt to be cast on future performances because of ill-advised remarks they might utter outside their acting roles.

Sincerely,  
EDGAR

**NOTE:**

Robert Stack, playing the role of Eliot Ness, has repeatedly used force and duress against prisoners in his television programs. His acting shows little similarity to that of a law enforcement officer who observes the letter of the law. We have protested to Desi Arnaz and [redacted] E/

[redacted] regarding usage of the name of the FBI and also usage of FBI cases. Although the program does not now use the FBI's name, at the same time little doubt is left in the public's mind that Ness and his group of actors do represent the FBI.

December 15, 1959

Mr. Robert Stack  
Desilu Productions, Inc.  
780 North Cower Street  
Hollywood 38, California

Dear Mr. Stack:

I was indeed surprised and shocked to read the comments attributed to you in the December 5-11, 1959, issue of "TV Guide" wherein you are quoted as stating: "I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a Western, so anything goes. It's not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI agent and he's no more like Ness than I am. They've got so many rules and regulations in his outfit it's all he can do to blow his nose."

It takes years of hard, tedious work to develop the respect and merit the confidence of the public, yet in a few rather flippant remarks printed in a publication circulated throughout the Nation you have managed to hold up to scorn and ridicule the gallant past and present efforts of thousands of FBI employees. All of us in the FBI are very proud of the many accomplishments we have made while operating within the framework of laws passed by Congress.

Our record has shown that good work can be and has been accomplished by intelligent investigators operating within basic rules and regulations promulgated specifically to prevent brutality and other disregard for civil liberties such as depicted

1 - Los Angeles

Mr. Tolson

Mr. Belmont

Mr. Mohr

Mr. Casper

Mr. Rosen

Mr. Tamm

Mr. Trotter

Mr. W.C. Sullivan

Tele. Room

Mr. Gandy

(See Note next page)

DEC 12 1959

DEC 15 1959

DEC 15 1959

DEC 15 1959

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DEC 15 1959

DEC 15 1959

DEC 15 1959

DEC 15 1959

Mr. Robert Stack

in the role you play on television. While they may be dramatic, these tactics displayed by the characters who represent the "Federal" agents comprising "The Untouchables" cannot be justified merely by showing that law enforcement triumphs in the end. Most unfortunately, the general public associates this group of "free-wheelers" with the past activities of the Federal Bureau of Investigation.

I would think that you would want to defend law enforcement in your public utterances since you are theatrically identified with this profession, rather than make comments which could easily be interpreted to mean that present-day investigators are incapable of handling their responsibilities because of "red tape."

Sincerely yours,

*Clyde Tolson*

Clyde Tolson  
Associate Director

NOTE: See Jones to DeLoach memo captioned "Robert Stack, 'The Untouchables,' Desilu Productions, Hollywood, California" dated 12-14-59. GEM:paw

2

XXXXXX  
XXXXXX  
XXXXXXFEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET2

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- ☐ Information pertained only to a third party with no reference to you or the subject of your request.
- ☐ Information pertained only to a third party. Your name is listed in the title only.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

Page(s) withheld for the following reason(s):

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☐ For your information: \_\_\_\_\_

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☒ The following number is to be used for reference regarding these pages:

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WHAT TEEN-AGE BOYS LOOK FOR IN GIRLS

See page 20

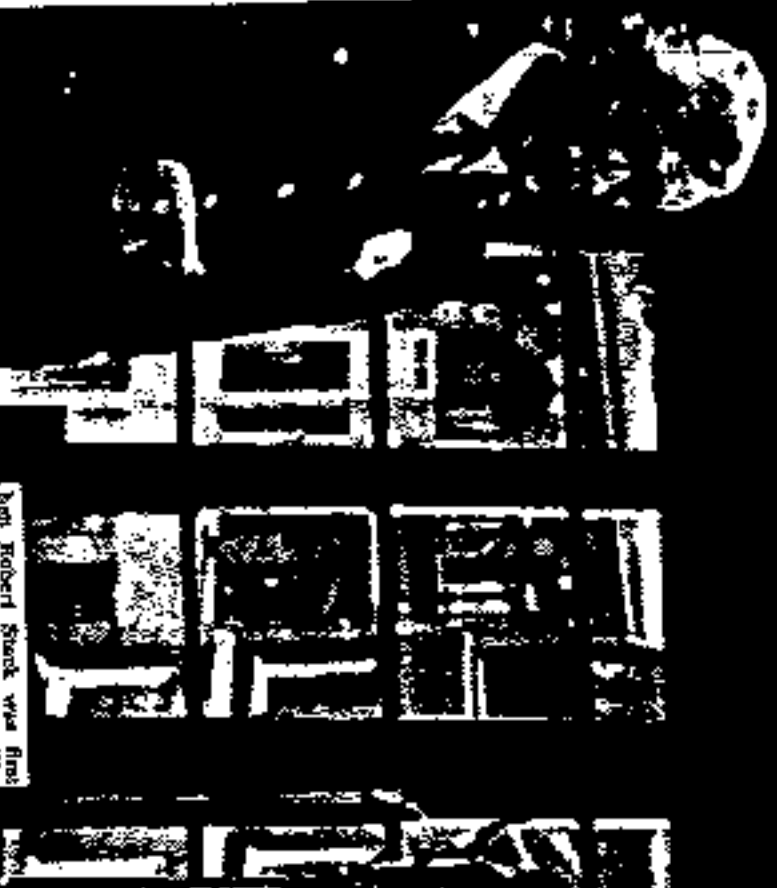
# TV GUIDE

LOCAL LISTINGS • DECEMBER 9-11

75¢

GAYLE PIGLIES, JOHN CHAMBLER  
AND DWAYNE HICKMAN OF 'DIE HARD'

## THE SURPRISED MR. STACK



But Robert Stack was first shown the script for *The Unsubscribable*, he solemnly shook his curly head and polished the tips of his well-bred thumbs toward the floor. It was his professional opinion that the story of Elton Ness, United States Treasury continued on page 10

Robert Stack (center) of *Elton Ness*, Tyler McVay (left) and Suzanne Stone

He finds himself  
staring in a TV series  
that was supposed  
to be a movie



# Robert Stack/survived

agent, was looking in something.

"From an actor's point of view," says Stack, a 40-year-old California native, "I've always been attracted by a certain detachment." "It had no dynamism. Don't ask me what that is, but I can assure you it's a quality that's mighty important in the leading man, two critics and three other actors."

For this reason Stack was cool about playing the slimy role when it was first offered him by Quinn Martin, executive producer of the Desilu production, and Fred Karlson, its director and a long-time friend of Stack's. Aside from the fact that Martin and Karlson thought enough of him to drop by his house and make the pitch, Stack says two things made him change his mind and agree to clean up Chicago—on film, at least.

"For one thing," he recalls, "Martin and Karlson were painfully honest. They told me I was filled choice for the part. They had Van Heflin lined up, but he couldn't out to do a picture. Then they tried to get Van Johnson. I'm not being sarcastic about this. I admired the guy's honesty. I thought if they could level with me, the least I could do was to listen."

At that time Stack was not interested in doing a television series. Neither were Martin, Karlson and Desilu. That, says Stack, was the clincher. Blatantly conservative as a prominent member of Hollywood's old guard, he was still thinking of the dangers of the box office and the magazine. He agreed to do *The Unsub*—able as a bloody and heavy movie.

"I am just as bewildered as you are," he says today, as the star of ABC's weekly hour-long excursion into the scoundrelery of the Capone era. "The whole thing came up so much in a hurry. Originally it was to be a

feature picture. We shot it in four weeks but ended as a feature. It was for European release. It was filmed in wide screen.

"The American release was going to be on television, but nobody thought anything about that. That was just part of the financing. It was to be cut into two one-hour film shows on Desilu Playhouse. Desilu got \$125,000 for each show. That made \$250,000. But the picture cost \$400,000. The other \$250,000, plus maybe a million or two profit, was to be made up from theater showings. It went on Desilu Playhouse in April, and I put it out of my hand.

"Then in July I was leaving for Japan. Desilu called me. 'The damnedest thing had happened. The sponsor had an episode on the same slot if Desilu would make *The Unsub* into a weekly series. It was up to me. I had 12 hours to make up my mind. Desilu was willing if I was, and the whole thing came up just like that."

Before leaving for Japan, where he had contracted to star in an independent picture (Andrew Stone's "The Last Voyage"), Stack called Desilu back and consented, but not without mitigations. "The *Unsub*ables," a Chicago newspaper's nickname for a seven-man squad (produced to four in the series) of burrheaded Treasury agents, was based on the life of the late Eliot Ness, the leader. As a picture, Stack was pleased with this rebirth of the 1930's, but as a TV series it struck him as a little dated.

Then, too, there were other problems. For one thing Ruel (played by Keenan Wynn), one of Ness's agents, was killed in the picture. For authenticity, he would have to be revived as a regular in the series, always an awkward moment for all concerned.

That sticky situation had been avoided, however, by having the series begin where the picture had ended—after Ruel's death.

And a fact overlooked last June—a television audience apparently as thirsty for the nostalgia of the early 1930's as for the nostalgia of the Old West—has taken care of Stack's worries about "dynamism."

Hollywood gossip writers have described the off-screen Stack as "good-natured," "reluctant," "determined." He developed the last two qualities in self-defense. He is a home-town boy, whose career began barely in 1938. In "First Love," his first role, he gave Deanna Durbin her first screen kiss. Unloved was cheered but not overly impressed, and assigned the wary-haired 20-year-old a number of "hen-mi-trick" roles, in which both recall that he readily bounded on screen to ask, "Where's everyone? Is he ready?"

Stack is the first to concede the parts fit life in the son of the late J. Langford Stack, a wealthy Los Angeles advertising executive, and a fifth-generation member of one of California's first families. His great-grandfather opened Los Angeles' first theater; he is a nephew of Justice Richard B.nell. (Stack, incidentally, is married to the former Rosemarie Bown, an actress. They're the parents of a daughter born Jan. 28, 1957, and a son born May 22, 1958.) At the time he played Deanna Durbin, Stack, an ex-University of Southern California student, had a three-goal record at polo.

Five years in the Navy interrupted all that, and Stack returned to Hollywood with a more determined approach. "To improve this town," he observed, "you have to clean up the down on one finger, playing 'Good Guys

America' on the harmonica and talking Jayne Mansfield on one foot." Stack figures that he performed comparable feats with postwar roles like the psychotic playboy in "Written on the Wind." He admits now that he erred in taking up Eliot Ness as lacking the wisdom of such roles.

"The script wasn't lacking anything," he concluded. "I was leaving something out. I was forgetting the audience. They love this guy, and so wonder. Here's a Government agent making \$30 a week and turning down \$5000 a week to lay off the job. I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a western, so anything goes. We're not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI agent and he's no more like Ness than I am. They've got so many rules and regulations in his office he can do to blow his nose."

Except for Playhouse 90, a Producers' Showcase and a couple of half-hour filmed dramas, Stack had done very little TV. "I wasn't much into it," he says. "I just preferred doing pictures. It's been back-breaking work." Since *The Unsub*ables, however, Stack has formed Langford Productions, Inc., with his agent and a businessman friend as partners. The company owns a share of *The Unsub*ables and plans to develop other projects as future TV series.

"I'm reading stories," says Stack. "But so far nothing as good as the Ness book has turned up."

High filtration & refreshing taste in one cigarette: Alpine

[REDACTED]  
December 18, 1959

Federal Bureau of Investigation  
Justice Department  
Washington, DC

ATTENTION: Mr J Edgar Hoover

Gentlemen:

Last night we saw another Desilu production of  
"The Untouchables".

It was a moving account, as were the others, of  
the moral courage of FBI, and their dedication  
to law and order.

We simply want to say that we are grateful to  
you, your men, and your entire department for  
the outstanding service you are rendering to  
this country, cleaning out the scum of society,  
and upholding what is right.

Thank you for a job well done!

Sincerely yours,

EX-124

REC-71

DEC 29 1959

*mail  
ack 12/28/59  
JEM  
3 autostats made  
12/23/59  
m*

*[Signature]*

EX-124

December 28, 1959

REC-77

94-52549-36

06

[Redacted]

Dear [Redacted]

It was very thoughtful of you and your family to write me on December 18, 1959, regarding the television program, "The Untouchables."

I am most grateful for your generous remarks concerning the FBI; however, I would like to explain that the program you mentioned erroneously allows the public to gain the impression that the actors are portraying the activities of FBI Agents. Many of the investigations depicted on the program were actually handled by the FBI, but the television interpretations of these cases have included fictitious events and information. The FBI has had no part in these programs.

Your expression of confidence is deeply appreciated, and you may be sure that my associates and I will make every effort to carry out our responsibilities in a manner deserving of such approbation.

Sincerely yours,

J. Edgar Hoover

RECEIVED 28  
DEC 28 1959  
COMM-FBI

DEC 28 - 1 57 PM '59  
REC'D-READING ROOM  
FBI

- 1 - Chicago - Enclosure
- 1 - Mr. DeLoach - Enclosure

- Tolson \_\_\_\_\_
- Belmont \_\_\_\_\_
- DeLoach \_\_\_\_\_
- McGuire \_\_\_\_\_
- Mohr \_\_\_\_\_
- Parsons \_\_\_\_\_
- Rosen \_\_\_\_\_
- Tamm \_\_\_\_\_
- Trotter \_\_\_\_\_
- W.C. Sullivan \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Gandy \_\_\_\_\_

NOTE: Bufiles reflect no information identifiable with [Redacted] or the members of her family.

GEM:bew (6)

77 JAN 5 1960 TELETYPE UNIT

*[Handwritten signatures and initials]*

## Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: December 28, 1959

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESLU PRODUCTIONS, INC.  
DECEMBER 24, 1959

T.V. program

J-3-1

Tolson	_____
Belmont	_____
DeLoach	_____
McGuire	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Gandy	_____

T.V. Captioned program was monitored on Thursday, December 24, 1959. The program, entitled, "You Can't Pick the Number," concerned the numbers racket and local gambling. Eliot Ness (Robert Stack) and his group of "The Untouchables" are involved in breaking up a numbers racket in Chicago. There appeared to be no basis for Federal jurisdiction, but Ness and his "Federal" men were given credit for this investigation.

The principal character is a Mr. Morrison, a family man who has been in the numbers racket for years and has attempted to run it as honestly as possible. He is portrayed as an honest, hard-working individual with a devoted son and wife. A numbers' syndicate moves in on his territory as one of his collectors is killed for "welching" on a numbers pay off. Morrison is killed when he attempts to cooperate with Ness.

A Chicago police captain was portrayed as an inside member of the numbers syndicate.

Following the death of Morrison, his son agrees to cooperate with Ness. He leads "The Untouchables" to a dairy which is being used as a "front" for the numbers racket. Considerable shooting and killing goes on during the raid. The bookkeeper of the numbers racket flees from the dairy and proceeds to the apartment of the head of the numbers racket. This individual is engaged in a poker game with a group of men, among whom is the police captain. Ness breaks into the room, confiscates the records of the numbers syndicate, and it is implied that with this information a successful prosecution would result.

REC-135 74-52549-40  
There was no mention made of the FBI during the program. It was announced that next week's program would concern, "The Underground Railway." This program will be monitored.

## RECOMMENDATION:

23 DEC 30 1959

None. For information.

1 - Mr. DeLoach

GEM:bla

(4)

F53  
57 JAN 6 1960

CRIMINAL

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach *WV*

DATE: January 4, 1960

FROM : M. A. Jones *✓*

SUBJECT: "THE UNTOUCHABLES"

DESILU PRODUCTIONS

THURSDAY, DECEMBER 31, 1959

Tolson	_____
Wick	_____
DeLoach	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Gandy	_____

*TH*  
The captioned program demonstrated another instance wherein violations of Federal law under the primary jurisdiction of the FBI are portrayed as being handled by Eliot Ness and his "Untouchables" who are described as "Federal" Agents.

The program began by showing an escape from a Federal penitentiary in 1933 of Frank Holloway and James Wickes. Holloway was serving a life sentence for his part in a bank holdup. In the escape, Wickes breaks a leg and is run over purposely by Holloway with the escaped car.

Holloway, through the "underground railway," manages to proceed across the country where he locates his loot which he had left with an associate. The experiences of Holloway in evading police road blocks and in having his appearance altered by plastic surgery and dental work are portrayed. Holloway picks up the bank loot but is followed by Ness. With the cooperation of local police, Ness closes in on Holloway. Holloway is shown as he tries to make an escape in a car. The car crashes and burns with Holloway and the bank loot inside.

The program was again narrated by Walter Winchell.

RECOMMENDATION:

None. For information. *✓*

1 - Mr. DeLoach  
GEM:bew (4)  
*lew*

REC-70

JAN 7 1960

62 JAN 12 1960 *f346*

CRIME

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XXXXXXFEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET3

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- ☐ Information pertained only to a third party with no reference to you or the subject of your request.
- ☐ Information pertained only to a third party. Your name is listed in the title only.
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Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

1

Page(s) withheld for the following reason(s):

Duplicate of 94-52549-34

☐ For your information: \_\_\_\_\_

- ☒ The following number is to be used for reference regarding these pages:

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 X NO DUPLICATION FEE X  
 X FOR THIS PAGE X  
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UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: January 8, 1960

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
ODESILU PRODUCTIONS  
JANUARY 7, 1960

TV  
Captioned program broadcast locally last night at 9:30 p.m., was entitled "Syndicate Sanctuary." It was designed to show how hoodlums had taken over a small town after killing the honest candidate for mayor.

The program opened by showing the honest candidate for mayor hard at work in connection with his campaign. He leaves his office and hails a cab which obviously has been waiting for him to come out. Upon his arrival at his home the cab driver tells him that the door on the curb side of the taxi is jammed and tells him to leave on the street side. The candidate for mayor does so and is run over by a car driven by a member of the mob.

Eliot Ness and his group of "The Untouchables," who are described as "Federal" agents, enter the scene because they have information to the effect that Calum City is the headquarters for a large narcotics operation. Ness works one of his men into the main night club and gambling establishment owned by the head of the mob. He also works closely with the daughter of the slain candidate for mayor. At the inquest of the death of the mayoral candidate, Ness asks embarrassing questions of the rigged coroners meeting and causes some concern to the police chief who is in the pay of the mob.

The inside man learns that the mob plans to kill the cab driver because he refuses to take an extended vacation from the area. Ness and one of his men follow the two mobsters who take the cab driver to an abandoned mine and confront them just as they are about to kill the cabbie. A fight ensues. Ness and his man overcome the hoodlums and learn that the headquarters of the mob is located in a rear room of the police department. Just as they are about to leave, a third member of the mob arrives and starts shooting. The mine caves in trapping the two mobsters but Ness, his fellow agent and the cab driver manage to get out.

Ness manages to draw a good number of police officers away from the police station in an effort to locate him and the cab driver and then walks into the station. Because he has handcuffed himself to the cab driver, the police locked up both of them. The head of the mob is notified by the police chief and the mob then

1 - Mr. DeLoach

GEM:par (4)

53 JAN 22 1960

JAN 18 1960

CRIM

0 0 3

Jones to DeLoach memorandum  
RE: "The Untouchables"

proceeds immediately to the police station intending to kill both Ness and the cab driver. After their entry into the station reinforcements for Ness arrive behind them and a blazing gun battle ensues. All the mobsters are killed including the police chief. The program ends on the note that the narcotics operation was smashed after the evidence in the back room of the police station was presented in court.

There was no mention made of the FBI; however, a viewer could logically have obtained the impression that "The Untouchables" were representing the Bureau of Narcotics.

B/c [REDACTED]

RECOMMENDATION:

None. For information.

gpc 1/9 ✓  
JFM 1/9  
L

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: January 15, 1960

FROM : Mr. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESILU PRODUCTIONS  
JANUARY 14, 1960

Tolson	
Walters	
Belmont	
Callahan	
DeLoach	
Malone	
McGuire	
Rosen	
Sullivan	
Tavel	
Trotter	
Tele. Room	
Holmes	
Gandy	

The Desilu production of "The Untouchables" as shown last night at 9:30 p.m. was entitled "The Noise of Death." The program was monitored by Special Agent [REDACTED] *BC*

The general theme of the program concerned a Mafia leader named Joe Bucco who had outlived his usefulness to the Mafia. The story showed how his assistant gradually usurped his authority.

Eliot Ness and his men called "The Untouchables" entered the story as Prohibition Agents and thereafter attempted to obtain the identity of the Mafia leaders in order to break their hold on the Italian element.

The Mafia eliminates the cousin of Bucco's wife in a typical Mafia slaying. The fact that Bucco is not notified prior to the slaying provides his first indication that his position with the Mafia was weakening. His assistant shortly thereafter makes it clear that he has been selected to take over.

The program then portrays the general rule of the Mafia for the elimination of an undesirable which is to first "wine and dine" the victim and then shoot him. Bucco is given a final party and is thereafter killed by the Mafia.

Though he promised Ness that a gold key he would give Ness after his death would provide most revealing information, Ness learns that the record of Bucco's voice contained in the locked cabinet opened with the key provided no information. The program ended on this note.

There was no mention of the FBI.

1 Mr. DeLoach  
MEM:paw (4)

F-192  
57 JAN 27 1960

CRIM. REC.  
FBI

Jones to DeLoach memorandum  
RE: "The Untouchables"

RECOMMENDATION:

None. For information.

*W. H. R.*  
*1/16*

*APM*  
*1/16*

*R*

*[Signature]*

XXXXXX  
XXXXXX  
XXXXXXFEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET

1 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- ☒ Deleted under exemption(s) B6 with no segregable material available for release to you.
- ☐ Information pertained only to a third party with no reference to you or the subject of your request.
- ☐ Information pertained only to a third party. Your name is listed in the title only.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

Page(s) withheld for the following reason(s):

☐ For your information:

☒ The following number is to be used for reference regarding these pages:

94-52549-48

XXXXXX  
XXXXXX  
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XXXXXXXXXXXXXXXXXXXX  
X DELETED PAGE(S) X  
X NO DUPLICATION FEE X  
X FOR THIS PAGE X  
XXXXXXXXXXXXXXXXXXXX

UNITED STATES

## Memorandum

TO : Mr. DeLoach

DATE: January 22, 1960

FROM : M. *James*SUBJECT: "THE UNTOUCHABLES"  
DESILU PRODUCTIONS

TV  
Captioned program shown over Channel 7 at 9:30 p.m. last night was entitled "The Star Witness." This program was again narrated by Walter Winchell.

"The Star Witness" centered about the attempt by a former bookkeeper named William Norbert to leave his hoodlum employers who he had served under the front of Midwest Enterprise. The head of the syndicate, Luigi Rinaldo, a former lieutenant of Al Capone, had allowed Norbert to leave his syndicate on the promise that Norbert would not discuss his former activities. Rinaldo leaves town. One of his men who is left in command thereupon orders that Norbert be beat up. After the beating, Eliot Ness and his group of "The Untouchables" learn of the beating and talked to Norbert at the hospital. Upon learning of the contact by Ness with Norbert the syndicate orders the bookkeeper killed.

An attempt is made to kill Norbert by some hoodlums who drive by his home and fire a machine gun at him. Norbert, then realizing that the syndicate intends to kill him, calls Eliot Ness and agrees to cooperate with the "Federal" agents by giving testimony against the syndicate.

In an effort to protect Norbert, Ness keeps Norbert in travel status and sends his wife and daughter to stay with relatives. The syndicate makes repeated attempts to locate Norbert but without success. The wife and daughter are located. The daughter is purposely run over by a truck. Norbert then, contrary to the advice of Ness, proceeds to where his daughter is hospitalized. The syndicate intercepts as he is about to see his daughter. After a scuffle, the gangsters are about to kill Norbert. Ness and his men arrive at this point and kill one of the gangsters. Norbert is not harmed. Rinaldo is finally brought to trial. His gang makes preparations for killing Norbert when he enters the courthouse. Ness, however, had placed his men at strategic points as lookouts and is aware of the plans to kill Norbert. Ness disguises Norbert as a painter and produces him as "The Star Witness." After the bookkeeper is sworn in, Ness and

1 - Mr. DeLoach

GEM:paw (4)

50 FEB 1 1960

EX-135

REC-61

JAN 27 1960

CRIM/REC

Tolson ☒  
 Mohr ☒  
 Parsons ☒  
 Belmont ☒  
 Callahan ☒  
 DeLoach ☒  
 Malone ☒  
 McGuire ☒  
 Rosen ☒  
 Tamm ☒  
 Trotter ☒  
 Tele. Room ☒  
 Holmes ☒  
 Gandy ☒

*3* *affirm*

03 03

Jones to DeLoach memorandum  
RE: "THE UNTOUCHABLES"

his men close in on the mobsters. Another shooting takes place as Ness kills one of the gangsters who had a high-powered rifle for use in killing Norbert when he entered the courthouse. Rinaldo is convicted and sentenced to a long prison term.

B6 There was no mention of the FBI made. [REDACTED]  
[REDACTED]

RECOMMENDATION:

None. For information.

*KAC*  
*1/3* *PH*  
*1/3* *D*

8

#63

Mr. Tolson	✓
Mr. Mohr	✓
Mr. Casper	✓
Mr. Belmont	✓
Mr. DeLoach	✓
Mr. Malone	✓
Mr. McGuire	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Ingram	✓
Miss Gandy	✓

Jan. 21, 1960

J. Edgar Hoover  
FBI  
Washington, D.C

Dear Mr. Hoover:

I write to ask you about the "integrity" of the TV show, "The Untouchables". Agent Ness was real, and the comments of your self-appointed champion, Winchell, lends further authenticity to the show.

I lived through the era of gangdom and some of the action pictured is new to me. I strongly suspect liberal editing and I am not talking about authentic props but rather the addition of spectacular action such as shooting a man off a flagpole and collapsing a slag pit by gunshot.

I have held your organization up to my children. There is not a hell of a lot left in Washington to be held up to kids. Now, when they say, "Did that really happen?" I am at a loss to answer.

This is my first "crank" letter to anyone and I am sure that even a perfunctory check with District Attorney Henry Wade of this city or your local representatives will establish my citizenship.

I feel that there is no need to further glamorize the episodes of your history. The more this is done, even within the general framework of the facts, the more the epicurean's honor is exposed.

the above points.  
Please reassur. me or confirm

16 FEB 2 1960

inccf

EX-100  
JAN 26 1960

see 1/38/60  
BEN/240

[Redacted signature area]



8

3

EX-100

REC-65

January 28, 1960

94-52549-51

[Redacted]

Desire Productions

Dear [Redacted]

The interest and concern which prompted your letter of January 21, 1960, are readily understandable and are shared by me.

The television program entitled "The Unapproachable" has received no cooperation from the FBI. On the contrary, I have vigorously voiced my objections to those responsible because the programs have erroneously given the public the impression that the actors are portraying the past activities of this Bureau.

I have followed this matter very closely and can definitely state that the writers for these programs have made very little effort to adhere to facts in connection with those cases which were actually handled by the FBI.

Sincerely yours,

MAILED 10  
JAN 28 1960  
COMM-FBI

JAN 28 10 24 AM '60  
REC'D-READING ROOM  
FBI

- 1 - Dallas
- 1 - Los Angeles

1 - Mr. DeLoach

NOTE: Bufiles reflect no information identifiable with [Redacted]

- Tolson
- Moore
- Parsons
- Belmont
- Callahan
- DeLoach
- Malone
- McGuire
- Rosen
- Tamm
- Trotter
- W.C. Sullivan
- Tele. Room
- Ingram
- Gandy

GEM:paw

RECEIVED

FEB 1 10 08 AM '60  
FBI

52 FEB 5 1960

TYPE UNIT

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: January 29, 1960

FROM : M. J. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESILU PRODUCTIONS  
JANUARY 28, 1960

Tolson	
Belmont	
Mohr	
DeLoach	
Casper	
Callahan	
Conrad	
Felt	
Gale	
Rosen	
Sullivan	
Tavel	
Trotter	
Tele. Room	
Holmes	
Gandy	

Captioned program was presented locally over Channel 7 at 9:30 p. m. last night and was entitled "The St. Louis Story." The program was again narrated by Walter Winchell.

The background of this story concerns the St. Louis, Missouri, area during the early 1930's when several different hoodlum gangs were fighting among themselves. Under the direction of Dink Conway, who operates a local restaurant, the leaders of the various "gangs" meet to organize and unite under a respectable front. One of the gang leaders by the name of Jim Harrington refuses to organize and when he leaves the meeting is taken for a typical gang-land ride.

Thereafter, it is noted, gang-land peace exists for a short time until another of the gang leaders, Joe Courtney, agrees on his own, with a small time hoodlum, to assist in the post office truck robbery of approximately \$150,000 in cash and \$1,000,000 in negotiable securities. One of the post office employees supplies the inside information for a large amount of payment; however, he is killed by the gang during the robbery.

Elliot Ness, working with a new man, conducts crime scene search and begins the tedious job of checking all the small time brokerage firms. Conway's mob, by beating up one of the participants of the robbery, finds that the principal in the mail truck robbery is Joe Courtney. After beating up Courtney, Conway's men throw Courtney in the river.

Courtney has previously made arrangements with Mr. Newhouser, who was in the stock brokerage business, to dispose of the negotiable securities on a gradual basis. Conway then meets with Newhouser. An agreement is made whereby Newhouser gets 10 per cent of the sale price obtained from the securities.

One of the outlets that Newhouser had contacted, recalls the securities as being the subject of a circular prepared with the postal authorities. He calls Ness and his group of "The Untouchables" who arrest Newhouser when he comes to the post office to pick up a check for the sale of part of the securities. Conway, at this point, realizes that he is very close to the principals involved and that he will have to

Mr. DeLoach  
JMR:paw

(4) FEB 8 1960

FEB 2 1960

EX 105 REC-41 94-52549-52  
CRIM/REC

Jones to DeLoach memorandum  
RE: "The Untouchables"

get rid of them. He arranges for the release of Newhouser, who mysteriously disappears. Courtney's girl friend is machine gunned to death in an alley. Conway has the remaining securities picked up and buried.

In checking on the activities of Courtney's girl, Rita Roco, Ness determines that she was last seen with a police lieutenant and was supposedly going to the police station. In checking the police docket, Ness finds no record of Roco ever being booked. The inquiry at the police station, however, alarms the police officer who runs to Conway. Through the use of a wiretap on Conway's phone, Ness overhears Conway making a call to Miami to arrange for the disposition of the remaining securities. Conway's club is staked out and when the pick up is made, there is the usual shooting episode where Conway and all of his gang are killed.

There was no mention of the FBI made during the program.

86 [REDACTED]

RECOMMENDATION:

None. For information.

*John*  
*1/29*  
*1/30*



JAN 20 1960

*Desilu Production*

DEAR SIR,

I HAVE BEEN WATCHING (THE ENTERTAINMENT) A  
DESI LU, TV. PROGRAM ON THE F.B.I. FIGHT  
AGAINST CRIME IN AMERICA. I WOULD LIKE TO  
THANK YOU MR. HOOVER AND ALLIST HESS AND  
THE REST OF YOUR STAFF FOR THE HARD AND  
WONDERFUL WORK THAT YOU (THE F.B.I.) ARE  
DOING FOR US THE PLAIN CITIZEN.

NOT MANY OF US WOULD LIKE TO FACE A  
MACHINE GUN OR OTHER WEAPONS OF  
TERROR AND HONORING US TO DEFEAT THE  
LAW.

PLEASE CONTINUE THE BATTLE AND PLEASE  
KEEP THE AMERICAN PEOPLE INFORMED ON THE  
WAYS THESE LAWLESS RATS WORK.

ANYWAY THANKS FOR THE JOB YOU HAVE  
DONE AND ARE DOING.

YOURS

REC-65

94-52549-53

EX 109

23 FEB 5 1960

*mail  
ack 1-27-60  
SdA: mld*

*CRIME REC  
1/25/60*

January 20, 1960

REC-65

94-32349-53

EX-103

Dear [REDACTED]

Your letter dated January 20, 1960, has been received, and I appreciate your interest in writing.

While this Bureau has no connections whatsoever with the television program, "The Untouchables," I am grateful for your kind comments about the FBI. Enclosed is a booklet which explains in some detail some of our activities.

Sincerely yours,

John Edgar Hoover  
Director

NOTE: Correspondent is not identifiable in Bufiles.

Enclosure

SAW:mhd/bmm  
(3)

FEB 17 1960

JAN 29 1960  
COMM-FBI

MAIL ROOM ☐ TELETYPE UNIT ☐

Tolson \_\_\_\_\_  
Mohr \_\_\_\_\_  
Casper \_\_\_\_\_  
Callahan \_\_\_\_\_  
Conrad \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Malone \_\_\_\_\_  
McGuire \_\_\_\_\_  
Rosen \_\_\_\_\_  
Sullivan \_\_\_\_\_  
Tavel \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holmes \_\_\_\_\_  
Gandy \_\_\_\_\_

JAN 20 1960

RECEIVED

LED TO THE

01)

0.)

B6

January 29, 1960

The Federal Bureau of Investigation  
Washington, D. C.

*Desire Productions*

Gentlemen:

You have probably had this question asked so many times but I must ask it. My son and four of his boy friends, who are 15, were watching "The Untouchables" last night. Again the subject came up that Elliot Ness was not an F.B.I. man. My son and his boy friends had been to Washington over the Christmas holidays with a group from school. Naturally, they toured the F.B.I. building, which we also did last year, when our family went there.

Being curious, they asked their guide if Ness was an F.B.I. man and he said he was not. I don't mind being wrong, but I was sure when he came to Cleveland, he had been an F.B.I. man and our Cleveland paper mentioned it not too long ago on the television page that he was.

So, please -- whether I am wrong or right -- just settle it and give us the truth -- was Ness an F.B.I. man.

And, while I am writing you, is it possible for my son to have one of the targets which one of your men has shot at. Both times he was in Washington, he was unable to get it and he is at the age where he just has to have it hung in his room. I am sure one of your men would not mind a little practice and could send one to him. I would appreciate it very much.

I enjoyed the tour through the F.B.I. when I was there and highly recommend it to anyone who is going to Washington. The men are very courteous and make it very interesting.

So thank you very much for taking the time to answer a letter, which might not seem important to you, but I would like to have it settled, because each time the program comes on, it comes up. Thank you.

REC-15

Very truly yours, 7 FEB 8 1960

EX-131

B6

*nmv  
ack 2-5-60  
RWR/pwh*

*CRIME FILE*

February 5, 1960

REC-74-52549-54

EX-131

Dear [REDACTED]

Your letter of January 29, 1960, has been received, and I was very pleased to learn that your family and you enjoyed your tour of our facilities.

For your information, I would like to point out that Mr. Elliot Ness was employed as a Prohibition Agent in the Internal Revenue Service and later was transferred to the Bureau of Prohibition in the Department of Justice. He was never a Special Agent of the FBI.

In response to your request, I am enclosing a target for your son as well as other material concerning this Bureau which I hope he will find of interest.

Sincerely yours,

John Edgar Hoover  
Director

MAILED 9  
FEB 5 1960  
COMM-FBI

Enclosures (4) 2 29 60  
FBI Story, Fingerprint Identification  
FBI Laboratory, Target

NOTE: Correspondent is non-identifiable in Bufiles. Information concerning Ness located in Bufile 94-52549-X3. The program, "The Untouchables," deals with work of the Prohibition Agents in tracking down notorious gangsters of this era, (67-32640) early 1930's.

RWK:jab  
(3)  
MAIL ROOM ☐ TELETYPE UNIT ☐

Tolson \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Belmont \_\_\_\_\_  
Callahan \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Malone \_\_\_\_\_  
McGuire \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Ingram \_\_\_\_\_  
Gandy \_\_\_\_\_

64 FEB 11 1960

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 2-5-60

FROM : M. J. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESIGN PRODUCTIONS  
FEBRUARY 4, 1960

Tolson \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Casper \_\_\_\_\_  
 Callahan \_\_\_\_\_  
 Conrad \_\_\_\_\_  
 Felt \_\_\_\_\_  
 Gale \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Sullivan \_\_\_\_\_  
 Tavel \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holmes \_\_\_\_\_  
 Gandy \_\_\_\_\_

This program entitled "One Armed Bandit," narrated by Walter Winchell, was monitored by SA [redacted] of the Crime Research Section on the evening of February 4, 1960.

This story, depicting the Chicago, Illinois, area during the early 1930s, concerned the rise of a small-time hoodlum, Augie Viale, to a position of importance in the criminal world. Viale's main product is the distribution of slot machines. He attempts to enlist the aid of a recently released convict, Frank O'Dean, who was originally incarcerated through the efforts of Eliot Ness. Ness tells his associates how on a raid, O'Dean could have shot him but did not. Ness meets O'Dean and tells him not to become associated with Viale, as he is "out to get him (Viale)." Viale's hoods attempt to persuade O'Dean to join with Viale, but he forcibly declines.

O'Dean meets a disbarred attorney, a friend of Julian Glass, who is the only one who knows of O'Dean's daughter, presently living a respectable life under the assumption that her real father died as a hero in World War I. O'Dean attempts to remain legitimate; however Viale, by beating up Glass, finds out where O'Dean's daughter lives and uses this knowledge to force O'Dean to join with him.

During this time Ness and "The Untouchables" are obtaining background information on the entire setup, as the distribution of slot machines is not a Federal violation. In talking to a small store owner who has been forced to place a slot machine in his place of business, Ness learns that in addition to slot machines, Viale is distributing bootleg whisky.

Based on this information, Ness obtains a search warrant and breaks into the warehouse where the slots and whisky are stored. A small gun fight ensues with one gangster being killed. As the criminals are lined up against the wall, Ness tries to obtain a statement from one of them. This individual spits in Ness's face and Ness is shown striking him several times.

1 - Mr. DeLoach

JMR:ld

(4)

50 FEB 18 1960

FEB 10 1960

CRIME



Memorandum to Mr. DeLoach:

Viale decides that he has to get rid of Ness in order to remain in power. He delegates this job to O'Dean under the threat to inform his daughter who her father is. O'Dean goes to Ness's office that night; however, Ness talks him out of killing him by discussing family matters and high ideals. As O'Dean leaves, he is followed by Ness and one of his associates. O'Dean decides to leave Chicago after he sees his daughter once more when she is married on the following day; however, Viale, who has learned that O'Dean did not kill Ness, sends a hired killer to eliminate O'Dean. As O'Dean leaves his apartment he is wounded by the killer; however Ness shoots the driver of the killer's car, causing it to crash. As O'Dean is being assisted by Ness and his associate, another of the killers almost shoots Ness; however O'Dean once more saves Ness's life by shooting the intended killer. O'Dean is taken to a hospital.

Thereafter the story is wrapped up by showing O'Dean leaving the hospital although critically wounded, going to Viale's apartment where he kills him and ends up at Ness's home. Ness tells him that he will cooperate in helping him get to his daughter's wedding if he will inform on the Viale organization. The story ends with O'Dean watching his daughter leave the church where she has been married and informing Ness that this girl was his daughter. O'Dean then collapses and dies from his previous wounds.

There is no mention made of the FBI in the story. The show would naturally arouse sympathy for O'Dean and by it understanding for some of his nefarious acts.

RECOMMENDATION:

None. For Information.

*[Handwritten signatures and initials: "Kirk", "JH", "JL", "JH", "JH"]*

UNITED STATES GOVERNMENT  
Memorandum

TO : Mr. DeLoach

DATE: 2-12-60

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESILU PRODUCTIONS  
FEBRUARY 11, 1960

Tolson	✓
Belmont	✓
Mohr	✓
Parsons	✓
Callahan	✓
DeLoach	✓
Malone	✓
McGuire	✓
Rosen	✓
Sullivan	✓
Tavel	✓
Trotter	✓
Tele. Room	✓
Holmes	✓
Gandy	✓

On the evening of February 11, 1960, SA [redacted] Crime Research Section, monitored this week's program of "The Untouchables" which was entitled "Little Egypt."

This story, located in the small southern Illinois town of Marine, shows the power which a prohibition gangster had over the political forces during the early 1930s. The main character, Major Charlie Byron, who was an ex-Army officer, is shown as he has his hired gangsters eliminate by outright murder a reformed mayor and sheriff. Byron instructs his hoodlums he will pay them \$1,000 per bullet that is found in "the mayor's thick skull." A bloody bit of action takes place when the murderer of the sheriff, after shooting him, empties an entire machine gun drum into the sheriff's body.

The Governor of Illinois calls in Eliot Ness to help clean up Marine; however, Ness informs the Governor that he and his men are tied up on a big case in Chicago. He does agree to send one man down to Marine to infiltrate the organization operated by Major Byron. This man, Cam Allison, is the son of a former judge of St. Louis, Missouri, who was killed by the prohibition gangsters.

Allison obtains a job in the coal fields of Marine, and by starting a fight with members of the local sheriff's office, gains Major Byron's confidence. He gradually works his way into a position of trust and releases the information obtained from his observations to Ness in Chicago by use of carrier pigeons. He comes under suspicion by only one member of the gang by the name of Ed Carlton.

Carlton arranges to have one of his trusted girl friends, Hazel Stanley, to go out with Allison to try to find out whether or not he might be an under cover agent. Allison convinces Hazel that he is not connected with the law; however, the insinuation is given that she falls in love with him. During these scenes, she is shown partially disrobed and the insinuation is given that sexual relations occur. Hazel informs Ed Carlton that the only thing she finds suspicious was a receipt in Allison's wallet for some pigeon feed. This causes Ed to become more suspicious and he searches Allison's apartment and finds the pigeons on the roof.

1 - Mr. DeLoach  
1 - Mr. Mohr

REC-27

74-51549-56  
2 FEB 23 1960JMA:cbg (5) 7159  
51 FEB 26 1960

CRIME REC.

Jones to DeLoach Memorandum  
Re: "The Untouchables"

When this information was repeated to Major Byron, he still does not believe that Allison is a "stoolie" but agrees to give him a test by having Hazel feed him false information to see what he will do with it. The information concerns an assassination attempt on the new sheriff. When Allison hears this information he breaks away from Hazel to get the message to Ness and "The Untouchables" in Chicago. Hazel is shown regretting her part in this conspiracy and attempts to warn the sheriff of his and Allison's danger. The sheriff informs Ness who immediately leaves Chicago with his crew for Marine while the sheriff attempts to go to the aid of Allison. The sheriff is killed by the Major's men while he is en route to his office. Hazel is caught by Carlton informing the sheriff's office and she too is killed.

As Allison releases a carrier pigeon from his apartment it is shot by some of the Major's men who are hidden nearby. Allison is then confronted by the Major who whips him with a riding crop which he always carries. As the Major and his men try to take Allison from his apartment in the early morning, Ness and "The Untouchables" arrive "in the nick of time." A major gun battle ensues with gangsters being slaughtered on a wholesale scale. A macabre bit of irony occurs when Ness runs out of ammunition and then runs over to pick up a machine gun dropped by one of the gangsters, and uses this gun to shoot at the car being driven by Major Byron as he attempts to escape. The car catches on fire and Byron is killed as he attempts to shoot it out with Ness.

The show makes no mention of the FBI and "The Untouchables" are depicted as breaking up an illegal whiskey-type operation.

[REDACTED]

RECOMMENDATION:

None. For information.

*[Handwritten signatures and initials: "7-5", "2-1-2", and "Jim"]*

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: February 19, 1960

FROM : M. J. [redacted]

SUBJECT: "THE UNTOUCHABLES"  
ODESSA PRODUCTIONS  
FEBRUARY 18, 1960

Tolson	✓
Mohr	✓
Parsons	✓
Belmont	✓
Callahan	✓
DeLoach	✓
Malone	✓
McGuire	✓
Rosen	✓
Tamm	✓
Trotter	✓
W.C. Sullivan	✓
Tele. Room	✓
Ingram	✓
Gandy	✓

This week's program of "The Untouchables" which was entitled "The Big Squeeze" was monitored on the evening of February 18, by SA [redacted] Time Research Section.

The program began showing Eliot Ness talking to the Chicago United States Attorney, Beacher Asbury. Asbury wants Ness and "The Untouchables" to do an investigation on Ace Banner who is a well-known bank robber. The date of this interview is March, 1934, just prior to the passing of the Federal law which made bank robberies a Federal offense. Asbury informs Ness that he realizes that even if he made a case on Banner, he could not have him prosecuted but feels that he, Asbury, would be in a better position to convince a Senate Committee that they need a Federal law regarding bank robberies if they could prove a case against Banner.

The story then shows how Banner with the aid of some of his trusted cohorts robs a Chicago bank of \$250,000. Banner was able to do this by contacting one of the officers of the bank, a Mr. Hadens, whom Banner knows is embezzling the bank's funds. If Hadens will supply the necessary background information about the bank employees and have \$250,000 in the vaults when Banner instructs him to, Banner will "allow" Hadens to report a loss of \$450,000 which will cover Hadens' embezzlement. The robbery takes place and all runs smoothly with the exception one of the robbers becomes excited and calls another by his name, Mattie.

Ness then commences an active investigation on Banner by interviewing all the bank employees. He identifies Mattie who is arrested in New Orleans. During the investigation he closely questions Hadens about the possibility of an inside job and wants an audit of his bank books. Hadens becomes excited and is killed by one of Banner's associates, Jamie, the Knife. By insinuation Jamie also informs Banner that he has killed the robber who called another bank robber by name during the commission of the crime.

Ness and USA Asbury are then shown before a Senate Committee in Washington, D. C., at which time they tell the Committee how they have sufficient evidence to make a case on Banner and his associates; however, are powerless due to lack of jurisdiction.

(Continued next page)

FEB 24 1960

CRIME REC

JMR:11

50 FEB 29 1960

190-31725-342

M. A. Jones to Mr. DeLoach memorandum

The narrator, Walter Winchell, then states how as a result of the numerous bank robberies which had recently occurred, the Federal Bank Robbery Act was passed on May 18, 1934, which made it a Federal crime to rob banks. Thereafter, by superimposed shots and narration by Winchell, it is shown how the Federal agents cracked down on bank robbers through arrests.

Banner is shown meeting Jamie, the Knife, and the new law is discussed. Banner instructs Jamie that he must refrain from any bank robberies until he, Banner, gives him the word. Jamie is "banker" for Banner who informs Jamie that he is going to lead a life of leisure for awhile. Banner, using the alias James Spence, is shown living the life of luxury in Florida where he meets a girl, Chicki Purcell. He becomes infatuated with her and eventually marries her.

In the meantime, Ness and "The Untouchables" have both Banner and Jamie under surveillance. Finally, due to the high living expense of Banner, he instructs Jamie to send him more money. When Jamie goes to "the bank" he is picked up by Ness, and the remainder of the bank loot from the Chicago robbery is recovered. Ness informs Banner of the arrest of Jamie and the recovery of the money and tells him that he will "have to go to work again."

The surveillance of Banner is lost; however, through contact with Chicki who has since moved to Chicago, Ness learns that Banner is now in the Beacon Hill, Pennsylvania, area. This town is near Petroleum City, Pennsylvania, which has large banks which would be suitable for Banner's operation. A stake-out on 3 banks is maintained by Ness and "The Untouchables" for 3 weeks. On the fourth week, Ness, in reviewing a financial statement of cash on hand, notices that one of the banks has an unusual amount of money at that time. A call is made to the bank; however, the phone is not answered as the bank robbery is in progress. Ness and "The Untouchables" immediately surround the bank and go in with a minimum of shooting. Banner is arrested inside the bank. Winchell comments that on July 14, 1936, he was sentenced to imprisonment and is still serving his 99-year sentence.

No mention of the FBI by name is made. It is obvious to those viewing the film that Ness, by investigating bank robberies after the passage of the Bank Robbery Statute, is depicting an investigation by the FBI.

**RECOMMENDATION:** For information.

72 -

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: February 26, 1960

FROM : M. A. Jones

SUBJECT: **"THE UNTOUCHABLES"**  
**DESILU PRODUCTIONS**  
**CHANNEL 7 - TV**  
**9:30 P.M., 2/25/60**

Tolson ☒  
 Mohr ☒  
 Parsons ☒  
 Belmont ☒  
 Callahan ☒  
 DeLoach ☒  
 Malone ☒  
 Casper ☒  
 Callahan ☒  
 Conrad ☒  
 Felt ☒  
 Gale ☒  
 Rosen ☒  
 Sullivan ☒  
 Tavel ☒  
 Trotter ☒  
 Tele. Room ☒  
 Holmes ☒  
 Gandy ☒

Captioned program was monitored last night by SA [redacted]. This was Part 1 of a two-part story entitled "The Unhired Assassin." Basically, the plot deals with the unsuccessful efforts of the last of Al Capone's gang to "take care" of Chicago Mayor Anton Cermak, a feat which was subsequently accomplished for them by Joe Zangara, deranged assassin, who accidentally shot and killed Mayor Cermak at Miami, Florida, in 1933, while attempting to kill President-elect Roosevelt. There was no reference to the FBI in Part 1 of the story, and nothing which was suggestive of the FBI or the work of the Bureau.

Briefly, the plot of Part 1 was this: Following the election of Roosevelt as President in November, 1932, prohibition was destined to end. Chicago Mayor Cermak, concerned over the "puppet rats" remaining in Capone's gang and the probability they would extort tourist money at Chicago's forthcoming "Century of Progress" World's Fair, called in Elliott Ness and his "Untouchables." Meanwhile, with Capone in Atlanta Penitentiary, his old gang, consisting of Louis "Little New York" Campana, Frank Diamond, Jake "Dodo" Ryan, Bill Skidmore, and Frank Nitty, imported Boston lawyer Ira Peterson who attempted to bribe, blackmail and ultimately threatened Mayor Cermak. Cermak threatened Peterson with a summons and Capone's gang killed Peterson to keep him from talking. Capone's gang then imported two Detroit gunmen, "Milwaukee" Manelli and Rollie Sutton, to take care of Cermak. "Dodo" Ryan was beaten up by the owner of a dry-cleaning concern for molesting his wife and vowed revenge. Ness assigned two of his men as bodyguards to Cermak. The Detroit gunmen elected to kill Cermak at a place where he had coffee every morning. Ryan, through the use of a clever explosive contained in a suit that needed pressing blew up and killed the owner of the dry-cleaning establishment but was caught at the scene by Ness and his men. After violating Ryan's civil rights by hitting him out of anger when he was under arrest, Ness agreed to a deal to save Ryan from a charge of first-degree murder in exchange for information that Cermak was to be assassinated that morning. Ness then double-crossed Ryan insisting he be booked for first-degree murder and stated, "See how you like it." Ness and his men sped to the coffee shop and

1 - Mr. DeLoach

BS:rwz

(5) rwz

EX 100

REC-42

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52

54

58

11 MAR 8 1960

(Continued on next page)

CRIME

58 MAR 8 1960

M. A. Jones to Mr. DeLoach memorandum

saved the mayor's life after one of the Detroit gunmen shot up a 50-round clip with his submachine gun. Ness and his men killed the Detroit gunmen. They picked up Nitty and other members of Capone's gang and learned that the mayor was to be killed in Miami in front of 10,000 witnesses.

A sub plot in the story concerned Joe Zangara's deranged mind and his preparations for assassinating President-elect Roosevelt, including the purchase of a pistol in Miami.

RECOMMENDATION:

For information,

*HH*  
*7/26*

*[Signature]*  
*7/26*

*[Signature]*

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: March 4, 1960

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
 DESILU PRODUCTIONS  
 CHANNEL 7  
 9:30 P.M., MARCH 3, 1960

Tolson \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 Callahan \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Malone \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Ingram \_\_\_\_\_  
 Gandy \_\_\_\_\_

Part 2 of the 2-part story entitled "The Unhired Assassin" was monitored last night by SA [redacted] Crime Research Section. Briefly, the plot shows how Eliot Ness and "The Untouchables" developed information that Mayor Anton Cermak of Chicago, Illinois, is to be murdered when he appears with President-elect Franklin D. Roosevelt at the Bay Front Park in Miami, Florida, in 1933. What is obviously lacking is the cooperation that should have existed between any bona fide law enforcement organization and the Secret Service whose duty it is to protect the President-elect.

Briefly, the plot of part 2 is as follows: The show opens with the usual burst of machine gun fire when Chicago hoodlums of Al Capone's gang attempt to assassinate Mayor Cermak in a coffee shop. Ness and his crew save Cermak and kill both of the assassins. Pressure is then brought to bear by Ness on the members of the Capone gang who are trying to eliminate Cermak. In a raid on a hangout of these men who are under the leadership of Frank Nitty, Ness strikes Nitty as he attempts to swallow a letter to Al Capone which shows that an out-of-town gunman from New York has been hired to eliminate Cermak. Thereafter, Ness attempts to locate and identify this unknown assassin. Investigation by the New York Police Department develops a logical suspect who is known as "Caddy" Cronin who derived his name as he always carries his assassination weapon, a telescopic rifle, in a golf bag.

Woven in the background of the plot in a parallel vein are the actions of a mentally deranged brick layer, Guiseppa "Joe" Zangara, who intends to assassinate President-elect Roosevelt. The story reaches a climax when Ness, with the information that Cronin is an expert rifle shot realizes that the assassination of Cermak will be done from a distance and locates Cronin, Nitty and other of Capone's followers just before they attempt to kill Cermak. The usual gun battle ensues with several hoodlums being shot.

1 - Mr. DeLoach

JMR:113  
(4)

64 MAR 14 1960

(Continued next page)

5 MAR 9 1960

CRIM 113



M. A. Jones to Mr. DeLoach memorandum

Zangara in the meantime is able to work his way to a position of advantage as the President-elect makes his speech, and as Roosevelt begins to leave the area, Zangara attempts to kill him but shoots Cermak. Ness watches all this and is shown as being dumbstruck at what took place in front of him. He rushes to Cermak's side as he is placed in Roosevelt's car and overhears Cermak tell Roosevelt, "I'm glad it was me - not you."

*B6*

[REDACTED]

RECOMMENDATION:

For information.

*W. C. Sullivan*  
*RM*  
*3/4*  
*gan*

UNITED STATES

ENT

Memorandum

n

Tolson	_____
Mohr	_____
Parsons	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Holmes	_____
Gandy	_____

TO : Mr. DeLoach

DATE: March 11, 1960

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESLU PRODUCTIONS  
MARCH 10, 1960

*TV PROGRAM*  
*original*

Captioned program last night was entitled "The White Slaver." It opened with a brief preview showing a blazing gun battle between gangsters and Eliot Ness and his men. Although the program concerned an investigation by Federal authorities of white slavery, there was no mention of the FBI. Eliot Ness and his "Untouchables" were only described as "Federal" agents. The program was again narrated by Walter Winchell.

Briefly, the plot of the program concerned the white slave activities of a top aide of Al Capone, Mig Torrence. In 1934, Al Capone was in Alcatraz, but his men continued his underworld activities. Ness leads a raid on a house of prostitution. Through a tip-off from the police department, the girls and the men escape through a trap door leaving one girl, Mary Sage. She had died from an overdose of narcotics. This was the girlfriend of Ernie Torrence, brother of Mig Torrence.

Ness launches a campaign to stamp out white slavery and requests the press to expose this underworld activity. Because of alleged pressure by Ness Capone's men instruct Mig Torrence to bring in a former madame named Mrs. B (Buchanan). She is approached but refuses to come out of retirement. Mig sends his brother Ernie to rough up Mrs. B. When Ernie arrives he makes a deal with Mrs. B not to rough her up if she will claim the body of Mary Sage from the city morgue and give Mary Sage a decent burial. With the cooperation of Ness, Mrs. B arranges and attends the burial of Mary Sage. Ness learns that Ernie Torrence is not able to attend the funeral since he was sent to Tijuana, Mexico, by his brother. Ness sends his men to check on Torrence in Mexico. Ernie learns of the possible arrest when he brings a truckload of Mexican girls across the border and has his hoodlum associate get in touch with his brother, Mig, for instructions. Upon orders of Mig Torrence the ~~touchdown~~ girls are taken to a woods and killed. This brutal slaughter causes the press to accelerate its coverage of the white-slave trade. Also, the prostitutes organize to protect themselves.

1 - Mr. DeLoach

GEM:11)

(4)

52 MAR 16 1960

REC-44

94-5254

CRIMINAL

3 03  
M. A. Jones to Mr. DeLoach memorandum

Capone's men again contact Torrence and tell him in view of his incompetence he would have to work for them entirely. Mig encourages his brother to entice Ness out to Mig's headquarters so that Mig can see Ness die. By killing Ness he hopes to get back in the good graces of Capone. Ness meets Ernie at Mrs B's apartment and agrees to go with Ernie to locate Mig Torrence. Ness has a man outside watching, and as soon as he leaves with Ernie, his man arrives just in time to kill the gangster assigned by Mig Torrence to kill Mrs. B. Mrs. B then tells Ness' man the location of Mig Torrence's headquarters. When Ness arrives, a blazing gun battle ensues, Ernie Torrence is killed and about a half dozen gangsters are killed. Mig Torrence flees to the basement of his establishment where he had previously ordered all the prostitutes held. The prostitutes converge on him. After a brief scuffle, a shot is heard, and Torrence lies dead. Walter Winchell commented that the girls Torrence had lived by, he died by.

Bp [REDACTED]

RECOMMENDATION:

None. For information.

JH 3/11  
D 3/11

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: March 25, 1960

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES" - TELEVISION PROGRAM  
DESILU PRODUCTIONS  
MARCH 24, 1960

Tolson	_____
Mohr	_____
Parsons	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Ingram	_____
Gandy	_____

Last night's program entitled "Three-Thousand Suspects" had as the main theme, the much publicized prison "grapevine." No mention is made of the FBI; however, there is a murder of a convict at Leavenworth Prison and Eliot Ness and his group of "Untouchables" conduct an investigation to determine who the murderer is.

Briefly this show concerns an individual by the name of Siegel who is in Leavenworth Prison on a violation of Prohibition Laws. His partner in Chicago, Nat Baldwin, is shown attempting to block Siegel's parole so that he will not have to split the "take" in his illegal operations in the Chicago area. When Siegel's parole is denied, he suspects that he has been double crossed and calls for Ness. This story shows how Baldwin, worried about Siegel's request to talk to Ness, contacts Frank Nity who is one of the main enforcers in the Al Capone gang. Nity warns Baldwin that he will take care of Siegel this time but no more. Before Ness has a chance to talk to Siegel, the latter is assassinated in the prison library. When the warden learns this, he comments to Ness that they have "Three-Thousand Suspects."

Ness, in attempting to ascertain who the murderer is, contacts the wife of another convict in another prison and indicates to her that if her husband will cooperate, he, Ness, will arrange for parole of her husband. Ness then, by the use of this intimidation forces this convict, Sebring, to obtain information about the murder of Siegel. Sebring is transferred to Leavenworth and works his way into the confidence of other "old timers." He furnishes information to Ness that enables Ness to trace down sources of the prison "grapevine" and at the same time learns that the murderer of Siegel is one of the prison guards.

When he discusses this with the warden, unbeknownst to either of them, a prison break is in the process involving Sebring and three others. This is actually a plot to get rid of Sebring who is to be the third man over the wall. The prison guard who murdered Siegel has been instructed to shoot the third man over the wall. Sebring suspects something is amiss and balks at the escape and the entire escape is thwarted. During this action, the prison guard attempts to shoot the

Mr. DeLoach

MAR:bla (4)

53 APR 4 1960

CRIMINAL

Jones to DeLoach memorandum

Re: "The Untouchables"

warden; however, he just wounds him but Ness shoots and kills the guard. The closing scene shows how the Chicago criminal element disposes with someone who causes them trouble within their own group. Nat Baldwin's body is shown being dumped in front of the Police Department in Chicago.

86 [REDACTED]

RECOMMENDATION:

None. For information.

*[Handwritten initials]*  
*[Handwritten initials]*

UNITED STATES GOVERNMENT

## Memorandum

TO : Director, FBI    Att'n: Assistant  
Director G. D. De Loach

DATE: 3/25/60

FROM : SAC, Los Angeles (94-589)

SUBJECT: "CRIME COMMISSION"  
PROPOSED DESILU PRODUCTIONS  
RESEARCH (CRIME RECORDS)

Mr. Tolson	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	_____
Mr. Malone	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

Re Los Angeles let 3/14/60.

ASAC WILLIAM M. ALEXANDER telephonically contacted today and stated that he had been in touch with \_\_\_\_\_ of the American Broadcasting Company and had been advised that they were planning not to do the proposed TV Series, "Ten Most Wanted Men", or "Crime Commission".

\_\_\_\_\_ indicated to \_\_\_\_\_ that they had a great deal of investment in the Series, but they were willing to forego it and not make the Series.

This is submitted for the Bureau's information.

*Attached Crime Records*

- 2 - Bureau
- 1 - Los Angeles

WMA:gmw  
(3)

REC-13

94-52549-63

4-4  
MAR 24 1960

EX-133

file

no action

473 30 11 45 AM '60  
50 APR 6 1960  
REC'D DE LOACH*[Handwritten signatures and initials]*

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: April 1, 1960

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES" -- TELEVISION PRODUCTION  
DESLU PRODUCTIONS  
MARCH 31, 1960

Tolson	_____
Nease	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Ingram	_____
Gandy	_____

This series apparently sank to a new low with its showing of "The Doreen Maney Story" which concerned several armored car robberies along the East Coast. No mention was made of the FBI and no Federal violation was apparent at the time indicated. (1933)

Briefly the show opened with the usual murders of several law enforcement officers who are guarding armored trucks which were carrying the gate receipts from a famous world championship fight. From the method of operation, the police theorized that the perpetrators of the crime were a man and woman whom they had nicknamed the "love birds." Ness and "The Untouchables" are requested by the New York authorities to assist in the investigation. Their first break comes when one of the robbers who assisted the "love birds" and who was wounded in the ensuing fight is "dumped" by Joe "Shank" Humphrey, the male part of the "love birds." Humphrey tries to kill this individual; however, he lives and tells the police and Ness the other members of the gang.

Doreen Maney, the female part of the "love birds" takes Humphrey and the surviving member of the gang, Len Carson, and attempts to hide at her father's farm in Tennessee. With the information received from the disposed gang member, Ness visits Doreen's father in Tennessee; however, he is spotted and Carson, Humphrey and Doreen hide. At this point in the play, Humphrey is shown "making time" with Doreen's sister, Maybelle. As soon as Ness leaves, Carson, Humphrey and Doreen decide to also abandon her father's home as a hideout. Ness, who was suspicious of Maybelle's nervousness, spots their car and a chase follows. Carson and Humphrey escape and Doreen is picked up.

The remainder of the production shows how Humphrey attempts to effect the escape of Doreen because she is the only one who knows where the loot from the armored car robbery is hidden. Doreen becomes jealous of Humphrey's attention towards her sister and vows to get even with him. Ness takes a calculated risk in allowing Doreen to escape and then follows her to a bus depot where Doreen had placed the money in a locked box. Humphrey shows up and Doreen "cons" him out of his gun while he goes to get the money. Just before she attempts to shoot him in the back, Ness and "The Untouchables" make the arrest with the usual gun fire.

1 - Mr. DeLoach

JMR:jaw (3)

50 APR 8 1960

CRIME REC

02 03

Jones to DeLoach memorandum  
RE: "The Untouchables"

bp [REDACTED]

RECOMMENDATION:

None. For information.

Done

AM  
H4

Gene



UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: April 8, 1960

FROM : M. J. [unclear]

SUBJECT: "THE UNTOUCHABLES" - TELEVISION SHOW  
DESILU PRODUCTIONS  
APRIL 7, 1960

Tolson	_____
Malone	_____
Parsons	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Ingram	_____
Gandy	_____

"Portrait of a Thief" was the title of this week's show which was carried locally on Channel 7, WMAL-TV (ABC). The show described the activities of Ness and "The Untouchables" who break up an illegal whiskey ring which was centered in Chicago, Illinois, but had its main source of supply in New York. There is no evidence of FBI jurisdiction displayed in the show.

Briefly, "Portrait of a Thief" tells the following story: Ness is contacted by Beecher Asbury, Federal District Attorney in Chicago, Illinois, in 1931 and is requested to track down the continued supply of illegal whiskey which is coming into the Chicago area. They suspect the source of this whiskey is the Brawley Mills Alcohol Company of Brawley, New York, which is legally authorized to manufacture alcohol. Ness, by checking the books of this firm, determines that some of this alcohol is shipped to a front operated by the Capone Syndicate known as the Lorelei Perfume Company.

Ness and "The Untouchables" raid this front after they observe a shipment arrive from Brawley Mills, and there is the usual voluminous amount of gunfire with three bootleggers being killed. One of them, Guillermo Torrie, is a nephew of a New York big time hoodlum named Johnny Torrie. At this point, Ness's suspicions that the management of Brawley Mills is in league with the hoodlum element are born out. The Brawley Company, operated by E. Carlton Duncan, President, and Brooks Wells, Sales Manager, are pressured into turning over more "tribute" to the local hoods. Wells become drunk and is murdered by them in a gory scene which shows his machine-gunned body lying in a shower.

Ness, with the information obtained from a fingerprint check of Wells, learns that both Wells and Duncan are brothers and ex-convicts.

1 - Mr. DeLoach

REC-42

94-52549-65

EX-107

7 APR 14 1960

63 APR 20 1960

Jones to DeLoach Memorandum

Re: "The Untouchables" Television Show

When confronted with this information, Duncan, who is in the process of giving more money to the local hoodlums, breaks down and confesses to Ness. Just before the show ends Duncan attempts to escape but is killed by some of the New York hoodlums, who are in turn killed by Ness and "The Untouchables." The show ends on a somewhat macabre note with Duncan's body lying on the ground with thousands of dollars being blown away by the winds while Ness stands idly by, philosophizing with one of his cohorts.

B6  
[REDACTED]  
RECOMMENDATION:

None. For information.

*DeLoach*  
*4/1/71*  
*JAH*  
*4/1/71*

UNITED STATES

## Memorandum

TO : Mr. DeLoach

DATE: April 15, 1960

FROM : *W. Jones*SUBJECT: "THE UNTOUCHABLES"  
TELEVISION PROGRAM  
DESILU PRODUCTIONS  
APRIL 14, 1960

Tolson	
Belmont	
Mohr	
Parsons	
DeLoach	
Malone	
McGuire	
Rosen	
Sullivan	
Tavel	
Trotter	
W.C. Sullivan	
Tele. Room	
Holmes	
Gandy	

The "Underworld Bank" was the title of last night's program which appeared locally on Channel 7. This story depicted the organizational setup of an "underworld bank" which financed criminals in their activities. No mention of the FBI was made; however, it could logically be assumed that an individual not familiar with Bureau activities would gain the impression that Ness and "The Untouchables" were FBI Agents. The program was narrated as usual by Walter Winchell.

Briefly the story was as follows: In September, 1933, there was a meeting of various leaders of the underworld from different localities throughout the United States, in a hotel in New York City. At this meeting, dominated by one, Milo Sullivan, it was agreed that in view of the almost certain death of the prohibition era the hoodlums would have to turn to a legitimate means of obtaining income and Sullivan's suggestion was that they open a bank for hoodlums charging 100% interest. After several big crimes are committed, Ness is called in from Chicago to talk to the Federal District Attorney in New York, John Carvell. With the cooperation of local police, several likely suspects include Tony Segano and Duke Mullen, are put in a line-up at police headquarters. Afterwards, Ness talks to them trying to obtain information about a one million dollar fur theft. During the interview Ness tries to intimidate Mullen and grabs him by the coat lapels; however, Ness does not strike him.

Ness and "The Untouchables" closely follow Segano in an effort to worry him and also succeed in worrying members of the bank. Sullivan calls Segano in to make his payment on his "loan," and when Segano is unable to make the payment gives him three days to obtain the money. Segano is turned down by all of his friends for an advance of funds and turns to Ness in desperation; however, before he is able to meet Ness, he is killed by the bank's chief exterminator, Johnny, "The Enforcer."

Segano's widow is contacted by Johnny to pay up the balance due on her husband's loan, and she too turns to Ness. He agrees to help her and furnishes her with some money to make the payment to the bank but their scheme is learned of by the hoodlums and Mrs. Segano is killed by strangulation. Duke Mullen who is going with Sullivan's niece, Louise O'Hara, supposedly is going to go straight after he receives

1 - Mr. DeLoach

REC-17

16 APR 20 1960

7 APR 20 1960

Jones to DeLoach memorandum

RE: "The Untouchables"

his share of the million dollar fur robbery; however, he only gets \$5,000 of the loot. He decides to rob the bank with the cooperation of Louise. This plot backfires too when Johnny, "The Enforcer," over hears a call made by Louise to Duke. One of "The Untouchables," who had been surveilling Louise, alerts Ness and the rest of "The Untouchables" and they raid the bank while its members are in the process of beating up Duke Mullen. The story ends with the usual burst of gun fire with slain bodies strewn about.

B6  
[REDACTED]

RECOMMENDATION:

None. For information.

*W. J. Jones*  
*4/16*

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 4-22-60

FROM : M. A. Jones

SUBJECT: THE UNTOUCHABLES  
QUESTU PRODUCTIONS  
9:30 P. M., 4-21-60

Tolson	_____
Walt	_____
Parsons	_____
Belmont	_____
Callahan	_____
DeLoach	_____
Malone	_____
McGuire	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Ingram	_____
Gandy	_____

*Handwritten notes and signatures:*  
 R  
 [Signature]  
 [Signature]  
 [Signature]

The program last night was entitled Head of Fire - Feet of Clay. It concerned the life of Frankie Barber, Barber's friendship with Ness and his activities in blackmailing a gangster overlord by the name of Fortunato.

There was no mention of the FBI. Elliot Ness was portrayed as a prohibition Agent who had known Barber in high school. It develops that Barber had threatened Fortunato with exposure to Federal authorities if Fortunato did not pay off to Barber. By thus using Ness for his personal gain, Barber extorts a large sum of cash from Fortunato.

The usual amount of gun play takes place during the program, Fortunato attempts to get rid of Barber, the latter's car is found riddled with shotgun fire and Barber's girl friend is critically wounded and unable to talk. Ness is unable to learn whether Barber is dead or alive.

The program ends with Ness locating Barber at the fight arena where Barber has come to get more blackmail money from Fortunato. Ness confronts Barber with the truth about his nefarious activities and is knocked out by Barber. Ness awakens to find Barber dying from gun wounds in the fight ring. Fortunato is shown in the aisle bleeding badly from gun wounds, Frankie Barber dies and Ness tells Fortunato he will live long enough to stand trial for murder.

B6

[Redacted]

RECOMMENDATION:

For information.

REC-46

94-52549-68

6 APR 27 1960

1 - Mr. DeLoach

*Handwritten notes and signatures:*  
 [Signature]  
 [Signature]  
 [Signature]

*Handwritten notes and signatures:*  
 [Signature]  
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GEM:cbc

(4)

59 MAY 3 1960

XXXXXX  
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XXXXXXFEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET2

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

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- ☐ Information pertained only to a third party. Your name is listed in the title only.
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UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 4-29-60

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES" - TELEVISION SHOW  
 DESILU PRODUCTIONS  
 APRIL 28, 1960

Tolson \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 Callahan \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Malone \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Holmes \_\_\_\_\_  
 Gandy \_\_\_\_\_

SYNOPSIS:

"The Frank Nitti Story" concerned activities of Nitti who attempted to take over the Al Capone gang after Capone was sentenced to prison. Prohibition era is over and Nitti decides to blackmail theater owners in a "protection racket." By use of force and violence, he is able to obtain tribute from both independent and chain theater managers. Eliot Ness obtains information on one of Nitti's gang which shows there is a warrant for him on a Mann Act charge and thereafter arrests him. An audit of theater company books develops additional facts re extortion violation. Ness "blackmails" a prospective Federal Grand Jury witness into testifying for prosecution against Nitti. Gang is broken up with the death of Nitti and some of his henchmen and conviction of the remainder.

RECOMMENDATION:

None. For information.

1 - Mr. DeLoach

REC-11

94-52549-70

MAY 8 1960

EX-102

63 MAY 9 1960

JCS

Crime Report  
 [Signature]

### DETAILS

Last night's program, entitled "The Frank Nitti Story," was narrated by Walter Winchell. No mention of the FBI is made; however, the violation of extortion is clear-cut. Ness is also shown making an arrest on a Mann Act warrant which is clearly FBI jurisdiction.

Briefly, the program is as follows: The story is localized in Chicago, Illinois, in 1934 and it is noted that prohibition has been repealed. Frank Nitti, described as Al Capone's successor, decides to concentrate on the motion picture world as a means of replacing the money he lost with the end of the prohibition era. He begins intimidating some of the theater owners and in one attack, Nitti's chief enforcer, Louis Companian, throws acid in the theater owner's face, which blinds him.

After "signing up" some of the independent theater managers in his protection plan, Nitti starts "working on" the Star Theater chain which has approximately 1,000 theaters under its management. Jerry Dockstone, the Chicago manager of the Star chain, is approached by the two front men of the Nitti gang, Sidney Rogers and Ramsey Lennox, a former attorney. Dockstone refuses to pay tribute to them and immediately the Star Theaters become the focal point of beatings, destruction of property and mysterious explosions. Dockstone agrees to cooperate with Ness; however, before he can do so, he is killed when his car is wired with dynamite and he dies in the explosion.

The owner of the Star chains, J. M. Miller, comes to Chicago from Florida with \$100,000 to pay off the extortion demand of Nitti. Nitti is not satisfied with this money and also demands that Miller sign up local managers under his control for protection in the amount of 5 per cent of their gross. The Star chain has an annual gross of approximately \$100,000,000 and Nitti demands \$5,000,000 of this figure. Miller agrees to do this.



Jones to DeLoach Memorandum  
Re: "The Untouchables" - Television Show

With the assistance of a reporter for "The Daily Variety," a movieland newspaper, Eliot Ness learns that Nitti's contact man Rogers is actually Zoran Bresnavitch and exploring background information on Bresnavitch he learns that there is an outstanding indictment against him on the Mann Act (White Slave Traffic Act). About the same time the United States Attorney in Chicago agrees to let Ness do an audit of the Star chain's books. Miller becomes worried and contacts the Nitti gang. Ness locates Bresnavitch (Rogers) and arrests him.

Ness then goes to Miami with a subpoena for Miller to appear before the Federal Grand Jury. He offers not to serve the subpoena on Miller if he will testify for the prosecution on the extortion charge against Nitti. Miller tells Ness this is "plain blackmail" and Ness does not deny it and tells him that he "leaves him no choice."

Miller returns to Chicago with Ness as a body guard; however, the Nitti gang tries to assassinate him on the trip from the airport to the courthouse. A battle royal ensues between "The Untouchables" and the Nitti gang. One of the gangsters who is wounded attempts to shoot Ness; however, one of the treasury agents, Cam Allison, shields Ness from the bullets with his own body but is killed by his act. The story draws to a rapid close at this point with Lennox contacting Bresnavitch in jail and arranging for his release. He tells him that Nitti plans to kill him upon his release and suggests that he get out of town as fast as he can. Bresnavitch calls his girl friend, Ellie Morley, so that they can run off together; however, before she can leave the apartment Nitti and his chief enforcer, Companian, arrive to wait for Bresnavitch. On a pretext, Ellie leaves the apartment to warn Bresnavitch but is unsuccessful in reaching him before he leaves the jail. She calls Ness who arrives at the scene just after Ellie is stabbed to death by Companian who sees her making this call. As Bresnavitch and Ness arrive simultaneously, Nitti and Companian are seen by Ness and "The Untouchables" as they run from Ellie's apartment and a gunfight follows which eventually leads to a subway. Companian is killed by gunfire and Nitti is killed beneath the wheels of a train. The commentator adds that with the death of Nitti and the successful conviction of the remainder of the gang, this broke up the extortion racket of the theater chains.

86 [REDACTED]

May 9, 1960

MR. MOHR:

*Desilu Productions*, called by my office May 8, 1960. We discussed at great length the Desilu TV show entitled "The Untouchables." *He* firmly believes that our telephonic conversations with Desi Arnaz have put a stop to plagiarizing of FBI material and our name.

*He* was somewhat concerned over the institution of a lawsuit by Grace Connelley, wife of former Asst. Director Earl J. Connelley (deceased). He stated she had acquired the services of Robert Taft, Jr., in Cincinnati and Taft is known to his company as a "go getter." *He* specifically mentioned that although there is little opportunity of further "Untouchables" programs being produced, there will be a retecast of the shows that already have been run, starting in the Fall. He specifically mentioned the "Ma Barker Case" and made reference to the fact that we forced Desi Arnaz to put a disclaimer at the end of this program certifying that Eliot Ness had nothing whatsoever to do with this case. I told him we recalled the incident very well and still resented the fact that Ness was portrayed as having handled this case. *He* wanted to know what he might do to pacify Mrs. Connelley in the event this program is retecast in the Fall. I told him we very definitely would be against a retecast of this program. He quickly added that the same disclaimer would be used. I mentioned that the disclaimer usually made no impression; that the television audience still believed that Eliot Ness might have had something to do with the "Ma Barker Case." *He* wondered if specifically mentioning the name of former Asst. Director E. J. Connelley in the disclaimer might save his widow. I told him he should consider discussing this matter with Mrs. Connelley; that we, of course, had no control over the usage of this late official's name. *He* stated he wished to assure us that in the event this program is retecast it would have a strong disclaimer at the end. I repeated the fact that this was all well and good, but somehow the disclaimer was not sufficient to disallow the fact that Eliot Ness had nothing whatsoever to do with the "Ma Barker Case."

REC-7

RESPECTFULLY

MAY 13 1960

C. D. DeLoach

CRIME RESEARCH  
FBI

50 MAY 18 1960

1 - Mr. Jones

CDD/emb

(3)

*The Desilu people are interested in all the branches possible for as cheaply buying the program.*

May 12, 1960

MR. MOHR:

Mr. Tolson	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	_____
Mr. Malone	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W. C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

Desilu Productions, called May 10, 1960. He stated that Desilu Productions, in the event the "Ma Barker Case" is retelecast with Eliot Ness playing the leading role, will use the following disclaimer at the end of the show:

"The 'Ma Barker Case' was actually handled and solved by the FBI lead by Inspector Earl J. Connelley who was assigned to this case by Director J. Edgar Hoover."

\_\_\_\_\_ wanted to know if this would be satisfactory. I told him we appreciated his courtesy but that I must once again reiterate that we definitely prefer that this program not be retelecast. \_\_\_\_\_ stated that he had checked this matter and he was afraid it would be impossible to cancel out the retelecast because of the initial contract provisions and the financial position of Desilu Productions. \_\_\_\_\_ stated he would advise Desi Arnaz of our wishes in the matter but he was afraid very little could be done.

\_\_\_\_\_ asked me if I personally felt if the above "disclaimer" would satisfy Mrs. Grace (Earl J.) Connelley. I told him this was not for us to decide, that it was a matter he would have to take up with Mrs. Connelley on a personal basis inasmuch as she had a law suit pending against Desilu Productions. \_\_\_\_\_ stated he would refer the matter to their insurance company.

Respectfully,

C. D. DeLoach

1 - Mr. Jones

CDD:ejp  
(3)

194-52549  
NOT RECORDED  
149 MAY 13 1960

18 MAY 18 1960

CRIME RESEARCH

52 MAY 20 1960

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI

FROM : *WLB* SAC, LOS ANGELES (94-589)

SUBJECT: ~~"THE UNTOUCHABLES"~~  
RESEARCH (CRIME RECORDS)

DATE: May 10, 1960

*mal*

*Carl F.*

PHILIP K. SCHEUER in his column in the May 3, 1960, issue of "Los Angeles Times," comments "ROBERT STACK and his ABC-TV associates on the hit TV series, "The Untouchables," have decided in favor of making a feature-length movie of their property sometime this summer."

*3/20* *0111* *Productions*

*my* *Desilu* advised on 5/9/60, that Desilu owns "The Untouchables." He stated he was inclined to believe that the item in SCHEUER's column was a publicity plant. He stated he would make inquiry into the matter. The Bureau will be kept advised of any developments.

*cc: Desilu  
in Bureau  
Gunn*

2 - Bureau  
1 - Los Angeles (94-589)  
WLB:HMS  
(3)

REC-69

94-52549-72  
18  
23 MAY 18 1960

EX-108

*file*  
*8*  
CRIME RESEARCH

51 MAY 23 1960

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 5-27-60

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"  
DESILU PRODUCTIONS  
MAY 26, 1960

Tolson \_\_\_\_\_  
 Mohr \_\_\_\_\_  
 Parsons \_\_\_\_\_  
 Belmont \_\_\_\_\_  
 Callahan \_\_\_\_\_  
 DeLoach \_\_\_\_\_  
 Malone \_\_\_\_\_  
 McGuire \_\_\_\_\_  
 Rosen \_\_\_\_\_  
 Tamm \_\_\_\_\_  
 Trotter \_\_\_\_\_  
 W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Ingram \_\_\_\_\_  
 Gandy \_\_\_\_\_

The program last night of "The Untouchables" was entitled the "One-Armed Bandit." This program, like the two previous programs, has previously been shown. The Bureau is not aware of any new programs being made and as a result "The Untouchables" will no longer be monitored.

RECOMMENDATION:

None. For information.

1 - Mr. DeLoach

GEM:eah  
 (4)

REC-21

94-52549-73

2 MAY 31 1960

EX-108

CRIME RESEARCH

64 JUN 6 1960

# Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, LOS ANGELES (94-589)

DATE: May 26, 1960

SUBJECT: ~~"THE UNTOUCHABLES"~~  
RESEARCH (CRIME RECORDS)

*Desilu PRODUCTION*

Re Los Angeles letter to the Bureau, 5/10/60.

Mr. Tolson	✓
Mr. DeLoach	✓
Mr. Parsons	
Mr. Belmont	
Mr. Callahan	✓
Mr. DeLoach	✓
Mr. Malone	
Mr. McGuire	
Mr. Rosen	
Mr. Tamm	
Mr. Trotter	
Mr. W.C. Sullivan	
Tele. Room	
Mr. Ingram	
Miss Gandy	

Desilu, advised on 5/25/60, that Desilu and ABC-TV share ownership in the above-captioned TV series. The original TV production which dealt with the AL CAPONE story and which was presented in two one-hour programs has been sold as a motion picture in Europe and England.

According to [redacted] Desilu has no intention of making another motion picture entitled "The Untouchables." He stated further that ROBERT STACK is under exclusive contract to Desilu, so could not make it himself.

[redacted] stated he will be alert to any developments and will keep this office advised.

2 - Bureau  
1 - Los Angeles (94-589)

WLB:HMS

(3)

RECEIVED FBI

MAY 31 1960

RECEIVED FBI

94-52549-74

MAY 31 1960

CRIME RESEARCH

JUN 9 1960

RECEIVED

RECEIVED

*C. B. [unclear]*

UNITED STATES ( ) ANT

## Memorandum

TO : A. E. Belmont

DATE: July 8, 1960

FROM : G. H. Scatterday

SUBJECT: [REDACTED]  
INFORMATION CONCERNING

Tolson

DeLoach

Mohr

Bishop

Casper

Callahan

Conrad

Felt

Gale

Rosen

Sullivan

Tavel

Tele. Room

Holmes

Gandy

The December 5-11, 1959, issue of "T.V. Guide" contains remarks attributed to Stack which stated, "I underestimated the appeal of the period, too. Ness is a hero with freedom. It's all in the past, like a western, so anything goes. It's not like this sophisticated day and age when you get arrested for jaywalking if you cross the street. A friend of mine is an FBI Agent and he is no more like Ness than I am. They have got so many rules and regulations in his outfit it is all he can do to blow his nose."

By letter dated December 11, 1959, to Mr. Desi Arnaz, president of Desilu Productions, Incorporated, the Director expressed his concern over the comments attributed to Stack. The Director said, "Such remarks as attributed to Mr. Stack would seem to indicate that the FBI, and law enforcement as a whole, is today incapable of handling its responsibilities. You, of course, as a personal friend and one interested in the FBI, understand the fact that the

HFW:mls

(7)

- 1 - Mr. Parsons
- 1 - Mr. Belmont
- 1 - Mr. DeLoach
- 1 - Name Check
- 1 - Mr. Woods

REC-31

JUL 12 1960

EX-108

Mr. Scatterday to Mr. Belmont

FBI's accomplishments over the years have become even greater." The Director continued, "Mr. Stack's sarcasm hardly rings true in the face of such facts."

Mr. Tolson, also by letter dated December 15, 1959, to Mr. Arnaz, advised of his writing a letter to Stack on the same day wherein he expressed his feelings regarding Stack's snide remarks which reflected unfavorably on the FBI. Mr. Tolson in his letter to Mr. Stack pointed out that it takes years of hard, tedious work to develop the respect and merit the confidence of the public; yet, in a few rather flippant remarks in a publication circulated throughout the nation he, Stack, managed to hold up, to scorn, and to ridicule the valiant past and present efforts of thousands of FBI employees. Mr. Tolson told Stack that all of us in the FBI are very proud of the many accomplishments we have made while operating within the framework of laws passed by Congress.

B6  
[REDACTED]

"The Untouchables" has been monitored by the Bureau and it has been noted that the script has frequently depicted incidents which involve matters within the Bureau's jurisdiction. Frequently these shows have left the impression that "The Untouchables" were FBI Agents. On October 22, 1959, the show dealt entirely with "Ma" Barker and her sons.

The July 9, 1960, issue of the "Saturday Evening Post" published an article captioned, "I Call on Mr. Untouchable" which concerns Robert Stack's participation in this T.V. program and his activities as an actor. (94-52549)

Action:

None, For the Director's information.

REB  
JRE  
✓  
Pa. - 2 -



FBI, Los Angeles

Date: 7/5/60

Mr. Tolson	
Mr. DeLoach	
Mr. Mohr	
Mr. Bishop	
Mr. Belmont	
Mr. Callahan	
Mr. Conrad	
Mr. Felt	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Mr. Tele. Room	
Mr. Ingram	
Miss Gandy	

Transmit the following in \_\_\_\_\_

(Type in plain text or code)

Via AIR TEL

AIR MAIL

(Priority or Method of Mailing)

TO: DIRECTOR, FBI Attention: Asst Director C. D. DE LOACH

FROM: SAC, LOS ANGELES

RE: "THE UNTOUCHABLES"

MISC., INFORMATION CONCERNING

There is enclosed herewith a copy of an advertisement appearing in the "Los Angeles Examiner" on 7/5/60, which indicates that "The Saturday Evening Post" of July 9, 1960, will carry an article concerning ROBERT STACK, the man behind "The Untouchables".

It is noted that the advertisement indicates that in this issue of the Post the reader will learn "how his own cultural background compares with his role of FBI Agent Eliot Ness".

An identical advertisement to this one also appeared in the "Los Angeles Times" on instant date.

3 - Bureau (AIR MAIL) (Enc.)  
 1 - Los Angeles

ENCLOSURE

REC-39

94-52309-17

JUL 18 1960

Approved: 62 JUL 20 1960  
 Special Agent in Charge

Sent

M

Per

In this week's Saturday Evening Post

# Robert Stack- the man behind 'The Untouchables'



"Los Angeles Examiner"  
7/5/60  
Los Angeles, Calif.

Editor: WARREN  
WOOLARD

94-52549-77  
ENCLOSURE

In just one year *The Untouchables* has become the No. 2 weekly TV show in the country. What's the reason for its phenomenal success? How much credit belongs to its leading man - Robert Stack - winner of this year's best-actor Emmy Award? In this week's Post you'll learn:

- how Stack defends the occasional "sex-murder" theme of *The Untouchables*.
- what he thinks of Walter Winchell's narration of the show.
- whether or not Stack resents the program's "no-star" system.
- how his own cultured background compares with his role of FBI agent Eliot Ness.
- why so many Italians object to the show.

Read Pete Martin's exciting interview "I Call on 'Mr. Untouchable'" - in this week's Post.

See "The Untouchables" on ABC-TV,  
Channel 7, Thursdays, 9:30 P.M.

How Willkie stampeded the 1940 Republican Convention! In this week's Post, Joe Martin, former Speaker of the House and distinguished political leader, discusses the 1940 Republican Convention - the "wildest" he's ever seen. Why does he consider Willkie's nomination for President "a miracle"? Can the Republican Convention be stampeded again this year? Read "The Greatest Convention Ever: I Remember Willkie."

The Saturday Evening

**POST**

July 9, 1950

A CENTS MAGAZINE

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: August 4, 1960

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"

TV Program

Tolson ☒  
 Mohr ☒  
 Parsons ☒  
 Belmont ☒  
 Callahan ☒  
 DeLoach ☒  
 Evans ☒  
 Malone ☒  
 Rosen ☒  
 Tamm ☒  
 Trotter ☒  
 W.C. Sullivan ☒  
 Tele. Room ☒  
 Nease ☒  
 Gandy ☒

Attached is a clipping from the TV-Radio Section of the August 8, 1960, issue of "Newsweek" which appears on the newsstands today. This clipping indicates that Desilu Productions is continuing its past activities of portraying Robert Stack in the role of a former FBI man in its forthcoming series of 30 television shows. While the article does not indicate that Stack will be actually identified as a former FBI man in the television series, it does identify Eliot Ness as a former FBI man.

The article indicates that the forthcoming season will see "TV Ness (the real one disbanded his 'Untouchables' in 1932) grapple with such recent antagonists as the Nazis and the social circle of the late Benjamin (Bugsy) Siegel." It is apparent from this article that Desilu Productions has every intention of continuing its past activities of misrepresenting FBI investigations through inaccurate portrayals, spiced-up stories and outright fabrications.

The article makes much of the fact that with Walter Winchell narrating the show, the viewing public is convinced of the authenticity of the program. This fact certainly results in an undesirable situation, particularly since this noted columnist sees fit to lend his cooperation to the distortion and inaccurate dramatization of the good work performed by loyal and dedicated FBI men.

RECOMMENDATION:

It is recommended that consideration be given to contacting appropriate "Newsweek" officials for the purpose of setting the record straight regarding the description of Eliot Ness as a former FBI man.

Enclosure

1 - Mr. DeLoach

ENCLOSURE

GEM:pay

(4)

SENT DIRECTOR

8-5-60

62 AUG 25 1960

AUG 23 1960

CRIME RESEARCH

EX-102

REC-31

94-52549-78

CRIME RESEARCH

## Politics or Private Eyes?

"There are portions that are a terrible waste of prime evening time," said weary-eyed NBC board chairman Robert Sarnoff after watching the Republican National Convention on three sets simultaneously last week. Pausing for a breather in his suite at Chicago's posh Ambassador East Hotel, he declared: "There has been a certain amount of streamlining ... But none of this goes far enough."

The big question was whether many TV viewers weren't just as jelly-orbed as Sarnoff. And if so, would TV convention coverage in 1964 continue to tie itself to such gavel-to-gavel tedium as 1960's sprawling, staged demonstrations and stupefying minor speeches? All told, the three major networks diligently shoveled out more than 200 hours of convention and feature coverage during the GOP and Democratic shindigs.

"I would like to see some discussion between the political parties and broadcasters on the most effective way to use the medium," Sarnoff added. "I'm not suggesting that broadcasting take over the controls, but I do feel the TV viewer should be taken more into account."

**Sustains** Curiously enough, ABC—which received some 1,000 protests when its "77 Sunset Strip" was cut into by the Democrats—dissented. "I don't think the networks should use their strength to tell the parties what to do," snapped ABC's vice president John Daly. "I'm more impressed by what the parties have done in recent years than by what they've left undone."

CBS news president Sig Mickelson also disagreed with Sarnoff. "If TV made requirements on the parties," he said, "it would no longer be a news story—then we would be creating a TV program." Would there, then, be no changes in the offing for '64? Well, suggested Mickelson, there was one real need: "I'd like to have a crossbreed of a reporter with a camel. Then they could go for days without water or rest."

## The New 'Untouchables'

Cloche-hatted flappers, swaddled in furs and pink ostrich feathers, swiveled along a 1931 Chicago street, set up within the cavernous yellow-stuccoed walls of Desilu Studio 3 in Culver City, site of ABC's whoppingly successful cop-and-mobsters series, "The Untouchables." Nearby, a dirty-faced newsboy hawked his wares from a magazine stand which displayed vintage copies of Collier's.

"Who's going to do the firing?" shouted someone as the cameras prepared to grind. "I'm going to do the firing," yelled back pint-size director Walter Grauman, as he ecstatically grabbed a blank-filled submachine gun.

The scene began and down the street walked a burly actor in a square-shouldered brown suit. "Bumrrrrp," coughed the chopper from offstage, and pre-planted explosives burst around the magazine stand. The actor fell and quivered in the last throes of TV-style death. "Cut," ordered the satisfied Grauman. The dead man picked himself up and looked at his wrist. It was seared and bleeding—he had come too close to the exploding powder. "Just imagine if they were real bullets," joked a crewman as the actor had his wrist bandaged.

So went the first take last week of "The Rusty Heller Story," a fictional "Untouchables" episode about the attempts of a mythical hoodlum to muscle in on the inelegant Al Capone. It will be one of about 30 new epics ground out for the Top Ten show which started life one year ago as a reasonably true depiction of the breakup of the Capone mob by former FBI man Eliot Ness, but has increasingly swung toward period fable.

Last season, for example, Ness—played by toothy-haired Robert Stack, former movie pretty boy—tangled on TV with such formidable fighters as George (Bugs) Moran, Vincent (Mad Dog) Coll, and Kate (Ma) Barker, none of whom were among Ness's victims. Next season will see the TV Ness (the real one disbanded his "Untouchables" in 1932) grapple with such recent antagonists as the Nazis and the social circle of the late Benjamin (Bugsy) Siegel.

"You don't realize how long strict documentaries are—plus the fact you're labeling someone every 37 seconds," said the lanky, 41-year-old Stack of the trend toward dramatic license. "If we limit it to actuality, we might as well go to newsmagazines."

While Stack talked, the crew shifted to a new set, the office of a composite gangster named "Pops" Felcher, who was taking a vapor bath inside a steam cabinet. Pert Elizabeth Montgomery, playing a shakedown artist, sat cross-legged on a desk. "Pull up your skirt a little more," shouted Grauman. Miss Montgomery complied. "Now get into the steam cabinet with him," bellowed Stack. There was laughter.

"The show," said director Grauman as he drifted over, "is dramatic fiction with documentary authenticity."

To stamp some imprint of truth on each show, two full-time researchers are employed to check guns, clothing, furniture. Newspapers of the period are specially printed in a local shop. The ground outside Studio 3 itself looks like a parking lot for antique autos—berthing more than a score of such ancient jinnies as a wine-colored Rolls, Pierce-Arrows,

a Ford jalopy, and Graham-Paige.

Despite all the research, "The Untouchables" does run into snags. "We are plagued with law suits after certain shows," reported producer Josef Shafiel, noting that the show is heavily insured against libel. (The show is currently being sued for \$1.5 million by Al Capone's late widow.)

Generally, however, the show has been well-received by the underworld. From time to time, the producers get calls from minor-league hoods offering story ideas. Cast members of the show also have been approached by self-styled mobsters suggesting themselves as dandy subjects, including one who tried to authenticate his credentials by showing a snapshot of himself nuzzling up to badman Charles (Lucky) Luciano.

One thing is sure: Whatever its authenticity, each show gets an extra lift of reality from the high-calorie narration of Walter Winchell. Winchell is marvelous, beams Shafiel. "All he has to do is say: 'On the night of Oct. 3, 1931, Eliot Ness went down to the delicatessen' and people are sure he did."

NEWSWEEK  
NEW YORK, NEW YORK  
AUGUST 8, 1960

64-52549-78  
ENCLOSURE

*James H. Edwards  
Memo  
8-4-60  
6:57 PM*

*file  
8/9/60*



Stark: "You don't realize how lousy strict documentaries are"

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. Mohr

DATE: October 11, 1960

FROM : C. D. DeLoach

DESILU PRODUCTIONS

SUBJECT: "THE UNTOUCHABLES"

ALLEGED SCRIPTS FROM EX-FBI AGENTS

The Hollywood Reporter for Wednesday, October 5, 1960, carried the following item: "The Untouchables" won't be at a loss for true story suggestions, as feared last year--exec producer Jerry Thorpe has received 35 storyliners in the past two weeks--from ex-FBI agents, no less!" and SAC Simon in Los Angeles was told to contact his sources to see if he could come up with any verification regarding this matter.

Simon called Saturday and said they had made a number of contacts but found nothing to substantiate this allegation. [redacted] of the Desilu Studios knew nothing about this and said it was "highly improbable." [redacted] said he definitely feels there is no truth that ex-FBI Agents have furnished scripts for "The Untouchables." He said he knew from his own knowledge that "The Untouchables" staff put out a yarn to the effect that they were getting information from the Los Angeles Police Department files. [redacted] said that the Los Angeles Police Department was definitely not cooperating with "The Untouchables" in any fashion. [redacted] said this item was nonsense and merely an attempt to keep up interest with the sponsors. [redacted]

Based on the above, it appears very definitely that the Hollywood Reporter item is entirely without foundation and under the circumstances and considering the source, it is not felt necessary to have SAC Simon challenge anyone at Desilu regarding this statement. Simon was told to take no further action in this matter at this time.

## RECOMMENDATION:

For information.

1 - Mr. Jones

HPL:jo

63 OCT 20 1960

ENCLOSURE

EX-108

OCT 14 1960

CRIME RESEARCH

FBI

## TV-Radio Briefs

Walper-Sterling Productions has obtained official sanction from Washington to use hereafter top-secret Atomic Energy Commission films involving the Manhattan Project in its documentary TV special, "The Race For Survival."

KTLA will carry a live telecast of tomorrow night's charity premiere of the annual Decorators Show at Pan Pacific Auditorium. Raymond Burr will be among the celebrities attending.

Jack Kelly, Nick Adams, Don Knotts and Louis Charles are among latest additions to the big star cast of the March 4 Dimes telefilm "What About Liza," being shot at 20th-Fox's Western Studios.

John Carroll has taped a show for airing Monday over Channel 7 to promote the Little Saints Ranch, new project of the L.A. Saints & Sinners spearheaded by Sam Marley. Wade Preston will tape a show for Oct. 19 to publicize the Oct. 21-23 charity auction Shrine Auditorium.

Producer Albert J. Cohen has set Ralph Bakshi as production manager and Stanford Talley as art director on "The Biker" series, rolling at Republic Studios late this month.

Roy Rowan, veteran announcer for the "I Love Lucy" series, has again been signed by producer Jess Oppenheimer to announce his new "Angel" series starring Marshall Thompson and Lorie Langer.

Bette Lombard is transcribing radio plays to plug American Heritage Society.

J. Walter Thompson Co. has been retained as the agency for a new Lever Bros. product, now in test markets, which has special interest for the industry. It's Starlight Shampoo, for better hair grooming.

Singer Bob Grabeau previews songs from John Wayne's "The Alamo" this day on Larry Finley's "Music Is My Love" over Channel 7.

Singer Jaye P. Morgan, Maki Powers, Ron Raitt, John Carroll and Ann Latherford are guests this week on Ben Alexander's "About Faces."

E. Gordon MacRae guests tomorrow on Bob Barker's "Truth Or Consequences" now on NBC-TV.

Gene Barry records "March of Dimes" radio promotion spots at Radio Records.

Roger Moore of Warner's "Maverick" series is taking a week's vacation at Las Vegas.

Tom Tryon of the "Texas John" series will co-star in the Catalina Festival's concert reading of "A Midsummer-Night's Dream"—this Saturday.

Maxwell Henry has been named by Allen H. Miner as assistant director on Dick Chertok's "Lawless Years."

Donna Reed has been named chairman of the TV Committee for American Education Week, Nov. 6-12. Committee will consist of 22 TV performers and executives.

## ON THE AIR

WRB HANK GRANT

**RUSH PUSH LEADS TO CALAMITY**... Currently in N.Y. essaying Andy Jackson's wife in an "American Heritage" pre-taping, Barbara Rush has so captivated producer-director Fielder Cook that he's asked her for another "Heritage," this time in the title role of "Calamity Jane," which'll spec-beam in February... Columbia's European production chief Mike Frankovich is paying Bob Horton to star a London-born theatrical feature, to roll during a "Wagon Train" stop next spring... Scripps's already on a jet to Bob... "Aquamats" is paying James Mason to drown in one—all the way to Gotham where Mason's grown his own beard for starring the Puma spec, "John Brown's Raid"... James Cavell's whipped up a TV version of "The Rat Farm," his novelized adventures in a Japanese POW camp... DuPont wants it... Bill Dana's current trip to Mexico isn't for fun—he'll sign local talent for a Mexican package to go the Las Vegas way to network spec route—with himself starring as Jose Jimenez, of course... Producer Eugene Frenke and novelist Alan Calhou have reached an agreement whereby the screenplay writers of "Walls of Jericho" will also whip it as a TV pilot—the pilot to roll on location in the Philippines directly after January starts there of the picture for UA release... Hanna-Barbera inaugurates hiring of guest star "voices" for their "The Flintstones" animated series with John Raitt bellowing off-camera within the fortnight.

**MAKE THAT BET SHOW, PLACE AND WIN!**... Arbitron, which had Sunday's Roy Rogers Chevy on the bottom in its seven-city overnight ratings, now comes out with its 100-city ratings of the same night and Rogers is on top of both half-hours!... Like we've been saying all along, ratings make a dubious "yardstick" for audience strength when only a few cities are polled, and only a handful of citizens in each city, at that!... "Twilight Zone" really went out of this world with its second season debut, scoring 25.8 and the highest audience share of any show that night... On its debut last season, "Zone" scored a freezing 11, lowest score of the night!... Better's a rating system is Edler Roger Williams' hand-sell approach to audience gains... On his upcoming 17-city concert tour, Williams is already slated for a total of 204 local radio & TV appearances, not to mention an additional 43 p.s.'s in record shops!... In Houston on the first leg of a p.s. tour, Bob Hope assures he'll be in Yankee Stadium Saturday with Bing, rooting for the Pirates, and Bing's buying!... Also on a free World Series ride is Scott Brady, courtesy of his "Shotgun Slade" Ballantine beer sponsors, who also sponsor the Yankees games... MGM & BBC plans to London-film a "Bernie Prince Charlie" series figure Dan O'Hertly as first choice for the title role... Jimmy Shigeta's been screaming at his agents these past few months for not coming up with some TV guestings... Now his agents can scream 'cause they've come up with bids from Perry Como, Ed Sullivan and the Chevy Show and Jimmy's gotta turn 'em down because of back-to-back feature pic leads in "Bridge to the Sun" and "Flower Drum Song."

**LETTING THE CAT OUTTA THE BAG**... Gardner McKay looked at doing Chesterfield ciggie blurbs for "Adventures in Paradise" this season, even with extra moola from the sponsor... Balked, that is, till he was told the blurbs would have him blowing smoke rings at a doll—and the ad agency agreed to fly his lady-love, model Dolores Hawkins, from NY to make him inhale with real gusto!... Inger Stevens has been on the 20th lot, not for thumping, but to pick up missing experience... We hear she'll debut as a director on either "Hong Kong" or "Paradise"... Hear Lisa Lo also wants to pitch instead of catch, and the studio's got her tagging along with Inger... Paramount is asking Stella Stevens to soft-pedal TV appearances. Stella, whose part doesn't exclude outside TV, has in turn asked the studio to watch her Oct. 30 G.E. Theatre-starring and THEN put on the pressure!... Why producers grow gray: Chuck Connors is all set to buy a two-motor Cessna for solo-piloting to all his p.s. stands... Mort Sahl says the sponsors and CBS have guaranteed he'll be absolutely uncensored on his Oct. 16 Ed Sullivan guesting... You mean you can say ANYTHING, Mort?

**DASHES TO DEADLINE**... "The Untouchables" won't be at a loss for true story suggestions, as feared last year—exec producer Jerry Thorpe has received 35 storyliners in the past two weeks—from ex-FBI agents, no less!... Jack Brooks has written the title "Emmy Lou" song for Frankie Avalon's Nov. 6 Shirley Temple caper... Coincidentally with his first singing of a song in last week's "Rawhide" robbery, Clint Eastwood gets pushed through a plate glass window in this week's episode... That'll learn him!... Producer Cy Howard sneaked himself in for an acting bit in this week's "Harrigan and Son" rolling... Sheb Wooley finally unleashed some of his "Purple People Eater" royalties for a buy of 200 acres in Secluded Canyon... George Burns still owns a piece of Alan Young's starring "Wilbur and Mr. Ed," which is now helmed by Filmways' Al Simon and, as snatched yesterday here, will be sponsored by Studebaker Lark for a mid-season web start... KNLA claims to be the first FMer to go the foreign language route—every morning till noon, starting Oct. 17, with programs only to Yiddish, French, Spanish, German, Italian and Hungarian audiences... Happy 24th wedding anni to deejay Dick Maynes and his living doll Bobbie!... Via the grapevine, another Kookie Korporation suggestion: Ella Logan, Gene Barry and David Wine, forming a Logan-Barry-Wine company!

## TV Castings

Cesar Romero, "Hatta Luego," to "Ann Southern Show."

David Renard, "Mad Stone," to "Death Valley Days."

Patrick Walle, "Twilight Zone" Reg. Parton, "Rawhide"; Frank Killmond, "Thriller"; in deals set by the George Ingersoll Agency.

Don Megowan, "Lead to India Wells," for "Two Faces West."

Alex Montoya, Gregory Walden, Stephen Chase, Linda Lawson, Jo Dominguez, Ralph Smiley, Carlos Alvarez, "Escort to Santa Fe," for "Well Fargo."

Eyn Gault, "The Firebug," to "Manhunt."

Cecil Kellaway, "You CAN Fight Clay Hall," for "Harrigan & Son."

Adrienne Marden, "Man With Two Faces," for "Alfred Hitchcock Presents."

Andrea King, Fay McKenzie, Adrienne Ellis, Paris Chapman, Jack McCull, "The Handwriting On the Wall," for "Tom Ewell Show."

Corey Allen, "Case of the Red Riding Hood," for "Perry Mason."

John Lital, Jocelyn Brando, Stan Clements, Will Wright, "The Movie Driver," for G.E. Theatre.

Richard LePore, "Dark Shadow," to "Checkmate."

Charlotte Lavande, Richard Mate, Johnny Kashiwa, "One Little Pearl," to "Adventures in Paradise."

Jimmy Boyd, "Emmy Lou," for "The Shirley Temple Show."

WB-TV castings: Jean Willes, "The Roaring 20's"; Stella Stevens, "The Wailan Eye"; Jack Evans, "The Chevyenne Show"; Richard Reeves, "Maverick"; Molly Magruder, Richard Casing, "Sunside 6"; Karen Steele, Penn Santon, Roger Tili, "77 Sunset Strip."

Narda Onyx, Lemme lead in "Bulgarian Barbarian" segment of "Dante."

James Stapleton, "Blue Leaders," to "Blue Angel."

John Piskard, "Two Faces West" Stan Clements, "Johnny Midnight" and "G. E. Theatre"; Ron Hagerthy, "Un- touchables"; Roger Williams, "Look me"; set by Ray Cooper Agency.

**Susskind Sets Petrie**

Dan Petrie, who directed the Dan Susskind-Philip Rose production "Rain in the Sun" for Columbia, at least, has been set by Susskind to direct a minimum of four of his two hour long "Family Classics" series on CBS.

**Salkin 'Shrimp' Story Ed**

Leo Salkin has been set by Form Films as story editor for "The Shrimp," Cy Coombing animated TV film serie for Four Star release, Jules Engel will be associate producer. Casting to voices starts today.

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ON THE STRIP

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UNITED STATES DEPARTMENT OF JUSTICE

## Memorandum

TO : Mr. DeLoach

DATE: 10-14-60

FROM : Mr. A. J. Jones

SUBJECT: "THE UNTOUCHABLES"  
10-13-60

Desilu Production

Tolson	✓
Walt	✓
Parsons	✓
Belmont	✓
Callahan	✓
DeLoach	✓
Malone	✓
McGuire	✓
Rosen	✓
Tamm	✓
Trotter	✓
W.C. Sullivan	✓
Tele. Room	✓
Ingram	✓
Gandy	✓

This program which was monitored by an Agent in the Crime Research Section was the first in the new series. The story went back to the time of Al Capone's trial and the attempts of a hoodlum named Felcher to take over the Capone empire. The story centered around a girl called Rusty Heller, a night club entertainer, whose ambitions extended to becoming Felcher's mistress. She first made a play for Felcher's attorney who had Felcher under his control since the attorney had documents from the Immigration Service showing Felcher was an illegal immigrant.

Having gained access to Felcher through the attorney, Heller deserted the attorney and became Felcher's mistress. The attorney then notified Felcher's wife who returned and demanded that Felcher take from Heller a full-length sable coat he had just presented to her. He did this, and Heller swore revenge on them all.

Through Capone's bookkeeper, she obtained information concerning Capone's records which she furnished to Elliot Ness, at the same time "making a play" for Ness. She also tries to "buy off" Ness to get him to stop his investigation of Felcher.

In a wild climax to the program, Heller and the attorney have an engagement party, and she gets Felcher's immigration papers from the attorney which she turns over to Felcher in return for his "working over" the attorney on her behalf. She has also tipped off Capone's gunmen who arrive to assassinate Felcher. Felcher survives the ambush (incidentally, by outgunning with pistols a carload of machinegun-wielding Capone hoods) and then turns on Heller whom he knows has betrayed him. He is about to mutilate her with a knife when Ness arrives in the nick of time. Heller dies at the hands of the attorney who has revived, and Ness kills the attorney. Felcher is deported as an illegal immigrant.

(Continued next page)

JCFM:11 (3)

REC-51

OCT 19 1960

EX-108

62 OCT 24 1960

CRIME RESEARCH

Jones to DeLoach memorandum

OBSERVATIONS:

This was the bloodiest and wildest program yet. An early scene shows Ness beating a minor hoodlum who refuses to answer his questions, and the "working over" of the attorney includes Felcher's cutting out his tongue (not shown directly on camera but obvious from before and after shots). The scene in which Felcher starts to mutilate the girl is also one of the most violent by implication yet shown on this program. The sex angle is played to the hilt, and Heller obviously has become the mistress of both the attorney and Felcher and continually "makes a play" for Ness with extremely suggestive dialogue. At one point she invited him to spend 48 hours with her at a mountain retreat as a payoff to stop his investigation of Felcher. There were no references to the FBI in the program.

RECOMMENDATION:

None. For information.

*DeLoach*  
*10/15*

UNITED STATES GOVERNMENT

## Memorandum

TO : Mr. DeLoach

DATE: 10-21-60

FROM : M. A. Jones

SUBJECT: "THE UNTOUCHABLES"

10-20-60

Tolson ☒  
 Mohr ☒  
 Parsons ☒  
 Belmont ☒  
 Callahan ☒  
 DeLoach ☒  
 Malone ☒  
 McGuire ☒  
 Rosen ☒  
 Tamm ☒  
 Trotter ☒  
 W.C. Sullivan ☒  
 Tele. Room ☒  
 Holmes ☒  
 Gandy ☒

This television program which is presented from 9:30 to 10:30 p. m. was monitored by a Special Agent of the Crime Research Section. The story line involved "Legs" Diamond and his involvement with a narcotics ring which included "Dutch" Schlutz, "Lucky" Luciano, "Big Bill" Sweeney and Oscar Benjamin.

OBSERVATIONS:

The story dealt exclusively with narcotics, involving jurisdiction of the Treasury Department and Customs Bureau. No mention was made of the FBI and there was nothing in the story to give the impression that the FBI was involved. The tactics of Ness followed the usual pattern in the program of disregard for proper legal procedures and protection of the rights of the accused. The most lasting impression of the program was one of violence with brutal murders and "slapping around" of women. In one scene "Legs" Diamond murdered a minor hoodlum by placing a double barreled sawed-off shotgun against his chest and pulling the triggers. The climax was an almost "nick of time" arrival of Ness and his associates who administered "justice" in a blazing gun battle.

RECOMMENDATION:

None. For information.

JCFM:eah  
(3)

REC-98

94-52549-81

OCT 24 1960

57 OCT 28 1960

CRIME RESEARCH

FEDERAL BUREAU OF INVESTIGATION  
U. S. DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

NOV 3 1960  
WESTERN UNION

Mr. Tolson	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. Tamm	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

BIA015 1124P EST NOV 3 60 SA320

NSA507 DA518 D HSA095 PD HOUSTON TEX 3 932P CST

FBI

WASHDC

*Desilu Productions*

QUESTION IS THE PROGRAM THE UNTOUCHABLES TRUE OR FAKE IS THE  
LEADING CHARACTER IN THE PROGRAM 1 OR 10 MEN

1 10 7534.

B6 REC-91

94-52549-82

NOV 15 1960

*and  
ack  
11-10-60  
RUE*

*knowled to local memo  
11-9-60  
RUE, yka*

*pub-8*

*cc Mr. Jones*

REC- 91  
RA 94-52549-82

November 10, 1960

Dear [REDACTED]

Your telegram of November 3, 1960, has been received, and the interest which prompted your inquiry is appreciated.

I wish to advise that since the FBI does not cooperate in the production of the television program you mentioned, I cannot comment relative to the material that is being used. I would also like to point out that Mr. Elliot Ness was employed as a Prohibition Agent in the Internal Revenue Service and later was transferred to the Bureau of Prohibition in the Department of Justice. He was never a Special Agent of the FBI.

Sincerely yours,

J. Edgar Hoover

John Edgar Hoover  
Director

MAILED 3  
NOV 10 1960  
COMM-FBI

NOTE: No record Bufiles identifiable with [REDACTED] above acknowledgment is used due to fact that correspondent apparently believed Ness was an FBI Agent and "The Untouchables" is an FBI program as his inquiry was directed to the Bureau.

Tolson \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Mohr \_\_\_\_\_  
Bishop \_\_\_\_\_  
Casper \_\_\_\_\_  
Callahan \_\_\_\_\_  
Conrad \_\_\_\_\_  
Felt \_\_\_\_\_  
Gale \_\_\_\_\_  
Rosen \_\_\_\_\_  
Sullivan \_\_\_\_\_  
Tavel \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holmes \_\_\_\_\_  
Gandy \_\_\_\_\_

F-32  
NOV 21 1960

RWE:dkp

MAIL ROOM ☐ TELETYPE UNIT ☐

RECEIVED-DIRECTOR

Dene  
H.H.A.

# TV-Radio Today

## 'Inoffensive Theater' Really Born of Truth

By Marie Torre

In Art Carney's recent misadventure on conformity, there was a sketch called "Your Inoffensive Theater," which mocked the great television preoccupation with bland, innocuous, insensitive fare. The dialogue was wretched, but the idea was brilliant. More than brilliant, it was born of truth!

This milk-soap trend is evident everywhere in TV—in comedy, which has been crippled by the urge to be inoffensive; in drama, which has been diluted to the point where it's fighting for survival.

The ranks of cops 'n' robbers shows also felt the sting of public sensitivity the other day when a chapter in the Al Capone story on "The Untouchables" sparked a loud protest from James V. Bennett, director of the Federal Bureau of Prisons.

What ruffled Mr. Bennett was the scene in which a prison guard was depicted as plotting with Capone as he was being transferred with other prisoners from the Atlanta Penitentiary to Alcatraz Prison in San Francisco Bay. To picture honorable and courageous officers as venal and a public institution like the Atlanta Penitentiary as teeming to a character like Capone is an unforgivable public disservice," charged Mr. Bennett.

Neither ABC, on which the program was shown, nor producer Don Aronson, together of the "The Untouchables," was moved to rescind the program, the only concession to Mr. Bennett being the inclusion of an announcement which noted that nothing in the show was "intended to imply any reflection upon the integrity of the courageous officers of the Federal Bureau of Prisons."

But was even this necessary? Are viewers so naive, so dense that every action on TV must be "spelled out," just as comedian Jonathan Winters found it necessary to clarify every action, every word in the aforementioned "Your Inoffensive Theater."

When the word "Hungary" was mentioned in the sketch, Winters was quick to point out, "We don't mean Hungary, but h-u-n-g-a-r-y, an offense to the people of Hungary."

The fuss about the crooked guard in the Capone story strikes an equally nonsensical chord. So much so that we find ourselves in complete sympathy with producer Aronson when he says:

"We're getting to the point where it'll be impossible to depict the conflict between good and evil, the very core of drama. When we portray crooked Italians, the Italian people kick on us. When we portray crooked Irishmen, the Irish kick on us."

"Are we to deny there were crooked guards in the days of Capone? If you read the newspapers, you know that we have them today, too. There's good and bad in all things, all peoples, all professions. The important thing is that 'good' always



Art Carney

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star \_\_\_\_\_  
New York Herald Tribune 19  
New York Journal-American \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News \_\_\_\_\_  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date \_\_\_\_\_

NOT RECORDED

117 FEB 8 1961

63 FEB 15 1961

Mr. Tolson \_\_\_\_\_  
Mr. Boardman \_\_\_\_\_  
Mr. Parsons \_\_\_\_\_  
Mr. Belmont \_\_\_\_\_  
Mr. Callahan \_\_\_\_\_  
Mr. Conrad \_\_\_\_\_  
Mr. DeLoach \_\_\_\_\_  
Mr. Malone \_\_\_\_\_  
Mr. Mohr \_\_\_\_\_  
Mr. Bishop \_\_\_\_\_  
Mr. Tamm \_\_\_\_\_  
Mr. Winterrowd \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Mr. Holloman \_\_\_\_\_  
Miss Gandy \_\_\_\_\_

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

4-52549 JAN 23 1961

comes out on the right side of the ledger, at least it does in our shops."

Ironically, "The Untouchables" can be validly criticized on at least two counts—its excessive violence, and its over-active imagination. The charge by Mr. Bennett is not criticism, however. It's censorship, that's what it is!

We have it on NBC authority that Fred Astaire "will make his last TV appearance as a dancer when 'Astaire Time' is repeated on Feb. 26." ... Ed Sullivan goes on record as a Western foe in a "Good Housekeeping" article. "I wouldn't allow any youngster under fourteen to watch any TV Western," writes Sullivan. ... Capsule critique on Jackie Gleason's new panel show, "You're in the Picture." An embarrassing waste of talent! ... Sid Caesar is at work on another TV satire, this one to be called "Twenty-Five Years of Life" on NBC Mar. 2. ... Subjects to be debated on TV are "Should Church Pulpits Be Political Rostrums?" (NBC, Jan. 24) and "The Business of Health: Medicine, Money and Politics" (CBS, Feb. 7).

Post mortem on TV's Inaugural Coverage: One of the more colorful of the interviews with VIPs was the one with Mrs. Joseph P. Kennedy, the President's mother, who, unaware that the cameras were on her, proceeded to apply makeup during a chat with NBC's Frank Blair and Oles Merrill at the Inaugural Ball. ... Miss Merrill, a socialite with an impressive dining record, was only miscast as co-terminator.

© 1961, New York Herald Tribune Inc.



## DAVE REQUE 94 TV

### Even Gleason Rates Better Than This 39

**PRESIDENT KENNEDY** has a four-year contract, to be sure, but for his TV appearances it seems his option will be coming up for renewal every week.

As pointed out here yesterday his video's hottest performer, but this week he's being handled like a comedian with excess in the ratings department.

They treat Jackie Gleason better than this.

Mr. Kennedy's press conference tomorrow at 10 a. m. is being video-taped only. However, it's permitted that the tape be shown as soon as the conference ends.

Why his advisors think this is a significant change from a "live" telecast, I wouldn't know. Anyway, the network could show it almost as soon as "live" if they wanted to.

#### CBS STAND

But CBS says it will air the conference to "the extent its content rates." This may mean, CBS execs say, that the tape will be shown only in part on the network's regular Doug Edwards and other news programs.

NBC said yesterday it had not yet scheduled the conference as a "special" show. It has, however, decided to do it on radio at 11:06 a. m., soon after the session is scheduled to end.

ABC (WMAI-TV) here is the only network to fix a definite time to show the TV-tape.

from 5 to 5:30 p. m. This is zero minus nothing for the bulk of office workers returning home.

#### TENDENCY

As much as the actions of the other stations it indicates a tendency to wrap a blanket on Mr. Kennedy.

It's a strange contrast to the day when they were complaining about Jim Hagerly taking a couple of hours to clear movies of President Eisenhower's press conference before releasing them.

#### NO CENSORSHIP

More about censorship—CBS denies there was any censorship behind its postponement of Circle Theater's study of communist espionage in America which had been scheduled for last Wednesday.

In announcing that the docudrama will be shown on Feb. 15, CBS yesterday said, "We did not receive any request from the Federal government not to show it."

There has been a lot of comment, about the postponement of this show, many commentators apparently seeking to indicate that the Kennedy Administration is ready to throw a censorship blanket on TV.

It may be remembered, however, that several programs have been postponed or called off recently, for reasons that involved the public interest. Included was an "Untouchables" episode about the Dixie, because the Appalachian trial was still before the court.

A "stiffness" study of the Black Sox was postponed because of difficulties about libel and clearances. A comedy sequence in the last Art Carney special was yanked because it caricatured President and Mrs. Kennedy, in rather poor taste.

Maybe the Circle Theater episode is an example of hopping to a wishful conclusion from inadequate evidence. No one except the producers and network officials has seen it. The readiness of so many on-lookers to holler "censorship" is thus a little hard to understand.

Tolson ✓

Mohr ✓

Parsons ✓

Belmont ✓

Callahan ✓

Conrad ✓

DeLoach ✓

Malone ✓

McGuire ✓

Rosen ✓

Trotter ✓

Evans ✓

W.C. Sullivan ✓

Tele. Room ✓

Ingram ✓

Gandy ✓

Desires Productions

The Washington Post and Times Herald

The Washington Daily News 35

The Evening Star

New York Herald Tribune

New York Journal-American

New York Mirror

New York Daily News

New York Post

The New York Times

The Worker

New Leader

Wall Street Journal

Date

REC-85

EX-114

74-52542

NOT RECORDED

17 FEB 13 1961

FEB 7 1961

59 FEB 15 1961



TRUE COPY

Feb. 9, 1961

F. B. I.  
Department of Justice Building  
Washington, D. C.

Dear Sirs:

*Philine Productions*

After seeing some episodes of The Untouchables in which they showed falsely how Al Capone was put in Alcatraz, some of my classmates and I began to wonder how Capone died. We asked about it in English class but our teacher dismissed it because we could not agree. Some people said he died in Alcatraz and others said he died in Florida. Could someone please answer the question and tell us how, when, and where Capone died.

Sincerely,

94-52549-83

FEB 20 1961

EX-113

CORRESPONDENCE

mmc  
ack 2/16/61  
RWE/fah

1+c  
2/14/61  
yah

REC-70

94-525,49-83

February 15, 1961

EX-113

Dear [REDACTED]

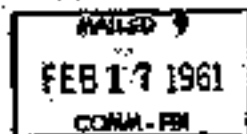
Your letter of February 9, 1961, has been received, and the interest which prompted you to write is appreciated.

I would like to point out that the FBI has no affiliation with the television program, "The Untouchables"; however, I am able to answer your inquiry concerning Al Capone. He passed away as a result of pneumonia on January 25, 1947, at Palm Island, Miami, Florida.

Enclosed are some booklets pertaining to the work of the FBI which may be of interest to your classmates and you.

Sincerely yours,

J. Edgar Hoover

John Edgar Hoover  
Director

Enclosures (5)  
SA and Clerical Job Sheets  
Story of the FBI  
Fingerprint Identification  
FBI Laboratory

NOTE: Above information concerning Capone's death was obtained from the Miami Police Department death notice.

RWE:jab  
(3)

Tolson \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Mohr \_\_\_\_\_  
Bishop \_\_\_\_\_  
Callahan \_\_\_\_\_  
Conrad \_\_\_\_\_  
Felt \_\_\_\_\_  
Gale \_\_\_\_\_  
Rosen \_\_\_\_\_  
Sullivan \_\_\_\_\_  
Tavel \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Ingram \_\_\_\_\_  
Gandy \_\_\_\_\_

FEB 21 1961

TELETYPE UNIT ☐

FEB 15 5 13 PM '61  
FBI - HEADLINE ROOM

*John Edgar Hoover*  
FEB 15 1961  
*Donna*

*ew*  
*Thorne*  
*DME*

March 30, 1961

John Edgar Hoover  
Director, Federal Bureau Of Investigation  
Dept. of Justice, Washington D.C.

Dear Mr. Hoover:

I am a boy of 10½. I have always been interested in crime-fighting and your work. A few of my freinds are also interested and so we would appreciate any information you can spare. Thank You very much.

Very sincerely yours,

P.S.: I never watch a certain show called the "Untouchables", but on Friday, Jan. 13, 1961, right after the night of the "Big Train", (appearing on the same show), John Wingate on WOR-radio stated that Eliot Ness was never in the F.B.I. and that the stories are false. I would please like some information on Eliot Ness and his "Untouchables". Thank you.

Desilu Productions

R

REC-65

94-52549-84

APR 11 1961

EX 104

CORRESPONDENCE

mmc  
ack  
4-10-61  
STH/you

gm

94-52549-84

REC-65

EX-104

April 10, 1961

[Redacted]

Dear [Redacted]

Your letter postmarked April 4, 1961, has been received, and I am pleased to learn of your interest in the FBI. I am enclosing some material about our organization which you may wish to have.

With regard to your question, Eliot Ness was employed as a Prohibition Agent in the Internal Revenue Service and later was transferred to the Bureau of Prohibition in the Department of Justice. He was never a Special Agent of the FBI.

The FBI has had no part in the production of "The Untouchables" and does not endorse it in any manner. The programs have often involved fictitious accounts of actual cases handled by the FBI. Beyond this, I am not in a position to comment on the accuracy of these programs.

Sincerely yours,

J. Edgar Hoover

MAILED 68  
APR 10 1961  
COMM-FBI

Tolson \_\_\_\_\_  
DeLoach \_\_\_\_\_  
Mohr \_\_\_\_\_  
Bishop \_\_\_\_\_  
Casper \_\_\_\_\_  
Callahan \_\_\_\_\_  
Conrad \_\_\_\_\_  
Felt \_\_\_\_\_  
Gale \_\_\_\_\_  
Rosen \_\_\_\_\_  
Sullivan \_\_\_\_\_  
Tavel \_\_\_\_\_  
Trotter \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holmes \_\_\_\_\_  
Gandy \_\_\_\_\_

Enclosures (4)

What it's like to be an FBI Agent  
Story of the FBI  
Fingerprint Identification  
FBI Laboratory

56 APR 11 1961

TELETYPE UNIT ☐

REC'D-READING ROOM  
FBI

APR 10 4 21 AM  
FBI

Handwritten signatures and stamps: "Kearse", "RECEIVED-19610410", "See", "Real Case".

## Memorandum

TO : Mr. DeLoach

DATE: 4-11-62

FROM : M. A. Jones

Ossilu Productions

SUBJECT:

OSILU SALES, INC.  
TELEVISION SERIES "JUNIOR  
ALL STARS"

REQUEST FOR LETTER AND FILM OF  
ENDORSEMENT BY THE DIRECTOR

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 10/1/00 BY 60322 UCBAW

Classified by *SP5 mac/afm*  
Declassify on: *OSIR 10/00*  
*comp 279511*

## BACKGROUND:

Los Angeles has advised [redacted] 50 television shows entitled "Junior All Stars." These shows are five to seven minutes in length and 50 in number. Subject matter is baseball instruction and the host is the Los Angeles Dodgers' pitcher, Don Drysdale. SAC, Los Angeles further advised [redacted] had pointed out that the program, while commercial in nature, is designed to encourage physical fitness and to discourage juvenile delinquency. [redacted] therefore requested a letter of commendation from the Director and stated that he would like to send a camera crew to Washington to make a 10 or 15 second film of the Director telling the public that this program is the type of thing that will keep youngsters off the streets and make better American citizens out of them. A brochure concerning the program is attached. [redacted] letter has been acknowledged by SAC, Los Angeles, and he was advised that his request was being forwarded to Washington for the Director's reaction. No encouragement concerning this matter was given to [redacted]. No derogatory information identifiable with [redacted] in the files of the Los Angeles Office.

## INFORMATION IN BUFILES:

Based upon available information, no data identifiable with [redacted] could be located in Bufiles.

Enclosure  
GGL:bch  
(5)

50 APR 19 1962

SECRET

CRIME

M. A. Jones to DeLoach  
RE: [REDACTED] *pe*

~~SECRET~~

OBSERVATION:

Desilu Sales, Inc., is connected with Desilu Studios with whom we had so much trouble over "The Untouchables" television program. In addition, the attached brochure shows "Junior All Stars" to be frankly commercial in nature and [REDACTED] request is an obvious attempt to capitalize upon the Director's great name and reputation. *BG*

RECOMMENDATIONS:

- (1) That the Director not endorse "Junior All Stars" television program in any manner.
- (2) That the attached letter to SAC, Los Angeles be approved and forwarded.

*I agree -  
4/12  
L. Conner  
JH*

✓

~~SECRET~~

# Unbearable Untouchables

By Richard Starnes



NEW YORK, March 13—Giving aid and comfort to tough Tony Anastasia is a little out of my line, but any sane person is obliged to make common cause with him in his campaign to drive "The Untouchables" off television.

Tony is a New York dockside labor boss with a history of violence and a reputation for perverseness. On his side one must observe that wispy-waspy chaps seldom thrive in his rugged racket and, moreover, for all the pious allegations of wrong-doing lodged against him over the years, Mr. A. has a remarkable record for staying out of jail.

Anyway, tough Tony is out of sorts with "The Untouchables" because it persists in portraying gangsters of Italian descent. Tony is of Italian descent himself and, of course, has been shown how he is sensitive to the hoodlum bit.

Tony says his International Longshoremen's Association will boycott the products of Liggett & Myers Tobacco Co. unless its "Untouchables" mends its ways. The dock-wallpapers have no right to use their waterfront labor monopoly to blacklist a television show or anything else, of course, but heaven knows "The Untouchables" is a frightful affront to civilized souls everywhere. Ordinary common decency demands that it be turned off, one way or the other.

My quarrel with the show isn't based on the ancestry of the gangsters it celebrates. I don't even know if they've given Italians a monopoly on hoodlum roles, as Mr. A. charges.

But this is a side issue. The real offense of "The Untouchables" is the awful sadism and violence that is its stock in trade. One night recently, Chip, who is 12, asked permission to stay up later than usual to watch the show. I knew, in a vague sort of way, that "The Untouchables" was a gangster series, but Chip is wise and level-headed beyond

Tolson ✓  
 Parsons ✓  
 Mohr ✓  
 Belmont ✓  
 Callahan ✓  
 Conrad ✓  
 DeLoach ✓  
 Evans ✓  
 Malone ✓  
 Rosen ✓  
 Tavel ✓  
 Trotter ✓  
 W.C. Sullivan ✓  
 Tele Room ✓  
 Ingram ✓  
 Gandy ✓

The Washington Post and Times Herald \_\_\_\_\_  
 The Washington Daily News 23  
 The Evening Star \_\_\_\_\_  
 New York Herald Tribune \_\_\_\_\_  
 New York Journal-American \_\_\_\_\_  
 New York Mirror \_\_\_\_\_  
 New York Daily News \_\_\_\_\_  
 New York Post \_\_\_\_\_  
 The New York Times \_\_\_\_\_  
 The Worker \_\_\_\_\_  
 The New Leader \_\_\_\_\_  
 The Wall Street Journal \_\_\_\_\_  
 Date \_\_\_\_\_

62 APR 4 1961

NOT RECORDED

117 MAR 31 1961

MAR 13 1961

his years, and his petition was granted. It was an appalling mistake, and one I regret.

The play opened with an episode in a bordello, in which one of the resident doves of sin was awarded to a visiting hoodlum as a token of his colleagues' esteem. The thing turned out to be a man of curious (and transient) rectitude, however, and one of his equerries slapped the tart to get her off his boss' lap.

Well, for all her vile trade this girl didn't like being coiffed around, see, and she vowed vengeance. She quickly arranged (by bestowing her tarnished favors on another hoodlum) to have the chap with the ready .38s machine-gunned. Thereafter there were a number of killings by gunfire, one gangster is sadistically beaten to a pulp (again a bit of vengeance arranged by the fallen woman), and this same hoodlum then has his tongue cut out, that he may never "squeal" again, of course.

There is more. The woman attempts (in terms unmitigatedly specific) to seduce the hero, who is a prohibition agent. But playing house with a prostitute is not this lad's dish of tea and he scorns her advances. (This led me to hope she would stay in character by arranging to have him bumped off, but it did not work out that way.) Oh, retribution sets in for this precious package, all right, but not before most of the players are wallowing in their own gore. At the climax (a climax of egregious bad taste) this soiled pigeon is caught double-crossing the big guy and he is preparing to cut up her face so she will never again tempt mortal man when the cops bust in.

The show was an unspeakable, shocking atrocity against the human intellect and spirit. With all the skillful arts of the bucksters it peeled back part of the layer of civilization that mankind has constructed so painfully over so many centuries.

If our new frontier FCC won't dam this tide of TV sadism and filth, I'll just have to wish tough Tony luck, as much as I deplore his methods.





## TV Producer Agrees to Cut Italian Names

NEW YORK, March 17 (UPI)—Desi Arnaz, producer of "The Untouchables," and a group of Italian-American leaders announced today a friendly agreement had been reached providing a limit on use of Italian names for hoodlums on the ABC-TV program and a bigger role for an Italian detective.

The agreement resulted from protests by Italian-American groups against the use of fictional Italian names on the program. The protesters have picketed the program and declared a boycott of the products of one of the sponsors, Liggett & Myers, who subsequently dropped sponsorship of the show.

Arnaz, president of Desilu Productions, met with surrogate S. Samuel Di Falco, national chairman of the National Italian-American League to Combat Defamation, and former Supreme Court Justice Ferdinand Pecora, chairman of the league's advisory committee.

The points agreed upon included:

- "The Untouchables" will not give fictional Italian names to any characters in future productions.

- More importance will be given to the law-enforcing role of the Italian detective, Nick Rossi, who is Eliot Ness' right-hand man in the TV series.

- Arnaz gave full recognition to the fact that there are many judges, prosecutors, mayors, governors, legislators and other public officers throughout the country who are of Italian origin.

Tolson ✓  
DeLoach ✓  
Mohr ✓  
Belmont ✓  
Callahan ✓  
Conrad ✓  
DeLoach ✓  
Evans ✓  
Malone ✓  
Rosen ✓  
Tavel ✓  
Trotter ✓  
W.C. Sullivan ✓  
Tele. Room ✓  
Ingram ✓  
Gandy ✓

Desilu  
P. S. 4/15

The Washington Post and Times Herald  
The Washington Daily News  
The Evening Star  
New York Herald Tribune  
New York Journal-American  
New York Mirror  
New York Daily News  
New York Post  
The New York Times  
The Worker  
The New Leader  
The Wall Street Journal

REC-47

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17 MAR 27 1961

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EX-131

# Zukor Honored As Milestone Recipient; SPG Awards To Wilder, 'Untouchables'

Film and television industry leaders paid tribute to Adolph Zukor last night as more than 1,000 persons witnessed the vet showman receive the Screen Producers Guild Milestone Award in ceremonies at the 18th annual SPG banquet in the International Ballroom of the Beverly Hilton.

Master of ceremonies Jerry Lewis read telegrams of congratulations from President John F. Kennedy and former President Dwight D. Eisenhower. Former Vice President Richard M. Nixon

also paid tribute to Zukor and declared that there is no "institution" that has "greater effect" than the motion picture to do good for the country. He also commented on the effect that bad films can have for the country.

Presentation of the Milestone Award to Zukor was made by Jimmy Stewart. Following the presentation, the SPG's Best Produced Picture award went to Billy Wilder for the Mirisch-UA production of "The Apartment."

The Best Produced Television Series Award went to "The Untouchables." Award was made to Alan Armer, Walter Grauman, Herman Hoffman, Lloyd Richards and Joseph Shaffel.

On the dais with Zukor as honored guests were Gov. Edmund "Pat" Brown, Barney Balaban, Jack L. Warner, Jack Karp, Mary Pickford, Bob Hope, Jimmy Stewart, Gina Lollobrigida, Natalie Wood and Debbie Reynolds.

No Intercollegiate Award was bestowed this year.

Mr. Tolson	✓
Mr. Parsons	✓
Mr. Mohr	✓
Mr. Belmont	✓
Mr. DeLoach	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Mr. Tele. Room	✓
Mr. Ingram	✓
Miss Gandy	✓

VARIETY  
HOLLYWOOD, CALIFORNIA  
MARCH 6, 1961  
PAGE 1

EX-113

REC-6

94-52549-A

NOT RECORDED  
MAY 20 1961

50 MAR 23 1961

## 'Untouchables' upsets Italian congressmen

The threat of picketing against ABC by Italian-Americans because of the nationality of the "heroes" of The Untouchables of diminished last week following a meeting between two ABC officials and Rep. Alfred E. Santangelo (D-N. Y.) and colleagues in Washington last week.

Mr. Santangelo met with Thomas W. Moore, ABC programming vice president, and Alfred Schneider, ABC vice president for administration. The New York congressman charged that the use of Italian-named gangsters on the program depicting the racket-bid den 1930s defamed all Italian Americans. He also questioned the use of the documentary approach on the program which gave viewers the idea that the action was reenacted from real life.

The ABC officials explained that the network had taken steps some months ago to minimize the use of Italian names, and that some weeks ago it had begun labeling the program as "based on fact" but with dramatic, fictional license taken.

ABC insisted, however, that it retains the right to judge whether or not any defamation is involved in any program on its network. This Mr. Santangelo and his colleagues agreed was ABC's right; they denied any attempt at censorship.

Sitting in with Messrs. Santangelo, Moore and Schneider were Reps. Peter W. Rodino Jr. (D-N. J.), Victor L. Anfuso (D-N. Y.) and Joseph P. Addabbo (D-N. Y.).

Mr. Santangelo said that a report of last week's meeting would be submitted to the board of governors of the Italian-American Democratic Organizations of New York Feb. 13. At this time the board will determine whether or not to sanction a picket line against WABC-TV New York and to institute a boycott of Liggett-Myers Tobacco Co., a sponsor of the Untouchables program. If approved, the picketing will take place March 9, American Vespertine Day.

Mr. Tolson	_____
Mr. Parsons	_____
Mr. Mohr	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. DeLoach	_____
Mr. Evans	_____
Mr. Malone	_____
Mr. Rosen	_____
Mr. Tavel	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

PROCASTING

WASHINGTON 6, D. C.

FEBRUARY 6, 1961

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94-52549-A

NOT RECORDED

117 FEB 27 1961

62 FEB 28 1961

# TV What's On? RADIO

## 'Untouchables' Protests A Sign of These Times

By BEN CROSS

(Reprinted from yesterday's late editions.)

The so-called racial, national and religious minorities are becoming more sensitive than ever over the TV portrayals of their members in an unfavorable light. The recent protest of Rep. Alfred E. Santangelo (D-N.Y.) and of the Federation of Democratic Italian-American Clubs of New York against "The Untouchables" is a sign of the times.

They resent the preponderance of Italian names given to the gangsters, bootleggers and racketeers shown in this exciting ABC-TV series. Those who complain point out that "The Untouchables" is fiction and as such

Robert  
StackDina  
Merrill

tends to defame a large segment of our population who have contributed to this country some of its most valuable citizens.

The time has long come when Negroes would stand for "Uncle Tom" characters on the home screens. The other groups are equally emphatic in their opposition to stereotypes.

But in view of this, let's see what was on the bill for last night's installment of "The Untouchables" (9:30 to 10:30). In it Eliot Ness, played by Robert Stack, clashed with a bootlegger, Augie "The Banker" Cismmo, portrayed by Egan Wynn. Also, other characters bore such names as Enzo and Luigi. If you ask me, these aren't Anglo-Saxons.

Tolson ☒  
 DeLoach ☒  
 Mohr ☒  
 Parsons ☒  
 Belmont ☒  
 Callahan ☒  
 Conrad ☒  
 Felt ☒  
 Gale ☒  
 Malone ☒  
 McGuire ☒  
 Rosen ☒  
 Trotter ☒  
 Evans ☒  
 W.C. Sullivan ☒  
 Tele. Room ☒  
 Ingram ☒  
 Gandy ☒

Marty [unclear]

The Washington Post and Times Herald \_\_\_\_\_  
 The Washington Daily News \_\_\_\_\_  
 The Evening Star \_\_\_\_\_  
 New York Herald Tribune \_\_\_\_\_  
 New York Journal-American \_\_\_\_\_  
 New York Mirror \_\_\_\_\_  
 New York Daily News 54 \_\_\_\_\_  
 New York Post \_\_\_\_\_  
 The New York Times \_\_\_\_\_  
 The Worker \_\_\_\_\_  
 The New Leader \_\_\_\_\_  
 The Wall Street Journal \_\_\_\_\_  
 Date FEB 19 1961

94-52549-A

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17 FEB 16 1961

62 FEB 20 1961

EX 104

REC-75

Mr. Tolson \_\_\_\_\_  
 Mr. Mohr \_\_\_\_\_  
 Mr. Parsons \_\_\_\_\_  
 Mr. Belmont \_\_\_\_\_  
 Mr. Callahan \_\_\_\_\_  
 Mr. Conrad \_\_\_\_\_  
 Mr. DeLoach \_\_\_\_\_  
 Mr. Malone \_\_\_\_\_  
 Mr. McGuire \_\_\_\_\_  
 Mr. Rosen \_\_\_\_\_  
 Mr. Tavel \_\_\_\_\_  
 Mr. Evans \_\_\_\_\_  
 Mr. W.C. Sullivan \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Mr. Ingram \_\_\_\_\_  
 Miss Gandy \_\_\_\_\_

# ABC-TV Pledges 'Untouchables' Won't Portray Too Many Italians As Heavies

Washington, Feb. 1. — ABC, which has been touched plenty in Washington lately with gripes about "The Untouchables," finally gave in today and agreed to state at the conclusion of each future program: "Fictional and designated for entertainment."

Announcement was made by a Congressman — Alfred E. Santangelo (D., N.Y.) — who called two ABC execs to his office to protest strongly the bad stigma the show rubs off on Italian-Americans.

After the session with ABC execs Thomas W. Moore and Alfred R. Schneider, both down from N.Y., Santangelo said they promised the program henceforth "would not portray a disproportionate number of Italian characters or any other ethnic groups" in a manner defaming those groups.

Three other Congressmen — Victor Anfuso (D.-N.Y.), Peter Rodino (D., N.J.) and Joseph P. Addabbo (D.-N.Y.) — also participated in the meeting.

Santangelo said he told the ABC officials the program was "seriously injuring the good character and reputation of the great majority of American citizens of Italian origin." Further, he said, it "greatly distorts history."

Earlier, Federal Bureau of Prisons director James Bennett became so disturbed with a two-part fictional account of Al Capone's transfer from Atlanta to Alcatraz that he threatened to oppose license renewal before FCC of any ABC affiliate playing the second stanza.

*Decide  
 Production*

*2/5/61*

**94-52549-A**

NOT RECORDED  
 117 FEB 10 1961

DAILY VARIETY  
 Hollywood 28, California  
 February 2, 1961  
 Page 1

63 FEB 13 1961

Tolson ✓  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Belmont \_\_\_\_\_  
Callahan \_\_\_\_\_  
DeLoach ✓  
Malone \_\_\_\_\_  
McGuire \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Ingram \_\_\_\_\_  
Gandy \_\_\_\_\_

# JACK O'BRIAN SAYS:

## Carol Burnett: Endearing Nut



Very good Garry Moore Show . . . Especially Carol Burnett in the Cinderella skit, a limn we thought no one could be caught out on and still be funny after all these years . . . Carol's an endearing nut . . . "The Untouchables" scored last week's top rating, says ARB: Bigger even than "The Fabulous Fifties" (31.5 to the FF's 27.6) . . . 77 Sunset Strip & Gunsmoke also out-ARB'd the Fab. 50s . . . The Leland Hayward spec and Red Skelton were the only "live" shows in the top ten, and then a great deal of the Fab. 50s was on TV tape . . . Three each of Westerns and crime shows topped the ARB list . . . The Fabulous Fifties, oddly, was the lone Sun. show in the Top 10.

ARTHUR GODFREY'S SON DICK is equal partner in a new radio station to be built in Hollister, Calif., for a comparatively piddling amount by broadcasting standards: \$12,973 . . . Its estimated first-year revenue was set at \$42,000, making him a chip off the old cash register . . . Owners of WNEW & Ch. 5 here plunked down \$494,400 for TV station WITV in Decatur, Ga. . . Ed Dukoff, West Coast press agent already suing Danny Kaye, filed suit for \$300,000 against Betty Hutton, still another dissatisfied client . . . Ben Lyon and Babe Daniels ended their generation-long British radio-TV series on the BBC. Ben just became an executive producer for Associated Red. Motion over there at \$25,000 per . . . Yes, not week, as TV salaries sometimes zoom in the good old One Egg Are.

"77 Sunset Strip" will do a two-parter later to be spliced together for movie theatres . . . Arthur Godfrey may do several films for the American Cancer Society . . . Perry Como tonight does costume comedy for the first time on TV—first as Prince Danilo in a "Merry Widow" excerpt; then with whiskers, documenting as Danilo's dad (Saves money, that thrifty patsan).

file 8/ *[Handwritten signature]*

REC-28

94-52549-A  
NOT RECORDED  
184 FEB 9 1960

EX-130

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star \_\_\_\_\_  
New York Herald Tribune \_\_\_\_\_  
New York Journal-American 2 \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News \_\_\_\_\_  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date \_\_\_\_\_

FEB 6 1960

51 FEB 10 1960

TONY WEBSTER, AUTHOR OF LAST NIGHT'S ABC-TV **STARRING** play "The Greatest Man Alive," may have fashioned the dullest drama of the year. It was arch, coy, cute, pretensionally simple, precious but not valuable, selling syrup without a license—and a shame, to crown the tried and tremendous talents of Bert Lahr and Ed Wynn in anything so trite . . . It was a "comedy" about suicide, and a slow and deadening hour.



**CAROL BURNETT**  
*She Made an Impression*

**BOB STACE** WON THE WEEK'S nice-guy plaque by writing co-star billing for Anthony George his featured-billing pal of "The Untouchables" . . . Ron Ely (Gardner McKay's TV star in "Adv. in Paradise") weds Janet Triplett March 9 in Amarillo, Tex. . . . That same soggy seasonings saga with a 20.7 rating swamped Steve Allen's bottom-scraping whiz with an 11.7 . . . "Cheyenne" was another ABC-TV opus to out-Trendex the opposition—sally NBC's "Riverboat" to its new Mon. night berth almost two to one: 22.6 to 12.1 . . . Cheyenne got a lasso all the way toward Kate Smith and tied her up to Trendex . . . ABC-TV beat NBC-TV and almost tied CBS-TV for the full Monday night schedule in the Trendex countdown, now covering 29 cities.

**DON DEFORE**, FORMER "OZZIE & HARRIET" TV neighbor, takes over the PDR role originated by Ralph Bellamy in "Sunrise at Campobello" (Ralph played precisely two years in the role, to the day) for a six-week W. Coast tour starting in Santa Monica . . . Defore bought the Theatre Guild production's sets and hired the cast, except Bellamy . . . Ralph's in Fort Worth talking business with his oil well partner P. Palurman Hodge, prior to a Hawaiian vacation before the "Campobello" movie is filmed.

20th Century-Fox TV operation is filming three pilots: "Home Town," "Home Team" and "Down Home." . . . George Burns is negotiating (for his next TV spec) with Ginger Rogers and Julie Andrews . . . Harriet Hilliard Nelson's observation on the way goes Ricky & David have taken to circus trapeze tricks: "It's a lot safer than driving sports cars." . . . Siskel's: MGM-TV has "Dr. Kildare" with Lew Ayres; DeSilu plans "Believe It or Not," another scalpel tale; and CBS-TV has Sidney Kingsley's "World in White," stemming from Sidney's honorable old Pulitzer Prize play "Men in White." . . . Let's not revive "Medic," please?

**ROD SKELTON**, A GREAT CLOWN, kept forgetting his script last night and you couldn't much blame him . . . Helen O'Connell and Bob Eberly will be reunited for the big-band NBC special "The Swingin' Years." . . . Ed Wynn did a wonderfully typical actorish thing last night: In the Starline script he said (as the character in the play) that he was "72." . . . In real life, Ed's 74 . . . Ike's heart specialist Dr. Paul Dudley White will "Meet the Press" Sun.

NBC'S OFFER OF \$5,000,000 for a San Francisco TV station was snubbed . . . Broadcasting-Peacocking mag says TV screens will be free of wild medical claims in cigaret ads; all but one ciggie firm has agreed to quit the "doctors-say" bit . . . Looks like another TV jurisdictional battle over TV tape between AFTRA (TV actors union) and the Screen Actors Guild . . . Bet on AFTRA.

**BING CROSBY** SOLD HIS Los Angeles TV station for a big stack of kock in an automobile parts mfg. firm . . . Bob Cousin's will air a series of "Spotlight on South America" radio broadcasts during his trip through the climes he expects to visit (Feb. 15 through 18) . . . Sen. Kenneth Keating, another deputy voce possibility, will be queried on the subject Sun. on "Direct Line." Ch. 4's 10:30 telephone inquisition.



# Radio and Television

## Press Conference Hour Is Going to Be Flexible

By Lawrence Laurent

ABOUT THE only thing that could have been improved at President Kennedy's first live TV and radio press conference was the time. The American Research Bureau estimates that the average TV audience for a live program at 6 p.m. (earlier in the Central, Mountain and Pacific Time Zones) is about 18 million. The C. E. Hooper research organization in New York City estimates that 6 to 7 million radio sets are ordinarily in use at 6 p.m.

Presidential Press Secretary Pierre Salinger promises the conferences will be held at other times. This leaves only one danger for the President, that peculiar TV malady called overexposure. If one appears on the box too often, all research indicates, he wears out his public acceptance.

**PEOPLE & PROGRAMS:** "The Untouchables" has been honored as the "most stimulating Gag Subject of



Laurent

1961 by the National Association of Gagwriters. Certainly, such an honor is deserved, considering how many have gazed at the phony brutality of the series. . . . Red Skelton, recuperating from an operation for a diaphragmatic hernia, is expected to return to his Tuesday night program, late in February. . . . Hal March, rather inactive in TV since the unhappy history of "The \$64,000 Question," is reported in line for the job as host of a night time version of "Concentration." . . . In the current issue of TV Guide, Richard Gehman writes: "In person, Bobby Darin is fully as offensive as he is in public." This is the kind of publicity that made millionaires of Liberace and Elvis Presley. . . . WMAL-TV and WMAL-Radio begin broadcasting editorials next Monday. Another recent addition to the broadcast-editorial ranks is radio station WFAA. Earlier editorializers were WWDC, WTOP and WTOP-TV and WAVA. . . . Nat Allbright now has a daily (8-10 a. m.) sports program on WPKC. A special showing of the "CBS Reports" film, "Harvest of Shame," will be held Monday in the ground floor auditorium of the new Senate Office Building. Members of the Congress are invited. Lee Conner will represent the CBS Television Network.

James L. Hymes Jr., professor of education and chairman of the childhood education department at the University of Maryland, will teach a course in "Human Development I" on WTOP-TV and WMAR-TV in Baltimore, beginning Feb. 7. Hymes is a mild-mannered man with an air of calm authority which inspires confidence and he should attract

a large audience of parents and teachers.

The first series is concentrated on the behavior and development of children, from birth to the age of 8 years. It will be telecast Tuesday and Thursdays at 8:30 a. m.

**LATEST DEVELOPMENT** In the continuing changes at CBS News is to make the sports department a separate unit of the CBS-TV Network. William C. MacPhail, son of Leland S. (Larry) MacPhail, has been appointed Vice President of CBS-TV Sports, reporting directly to the network president.

**ALADDIN**, Lawrence Welk's violinist, has a featured role with Nick Adams in a forthcoming episode of "The Rebel." . . . The cast recording of Phil Spector's new Broadway musical, "Do Re Mi," will be broadcast Saturday (10 a. m.) on WGMS. . . . John T. Madigan, a George Washington University alumnus and one-time reporter for the Washington Daily News, has been named ABC Director of News and Public Affairs. This is the first appointment of James C. Hagerly, ABC Vice President in Charge of News, Special Events and Public Affairs.

The Washington Post and Times Herald  
The Washington Daily News  
The Evening Star  
New York Herald Tribune  
New York Journal-American  
New York Mirror  
New York Daily News  
New York Post  
The New York Times  
The Worker  
The New Leader  
The Wall Street Journal  
Date

63 FEB 3 1961

REC-58

94-52549-A

NOT RECORDED

10 JAN 31 1961

JAN 27 1961

Mr. Tolson	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Belmont	✓
Mr. Mohr	✓
Mr. DeLoach	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Tele. Room	✓
Mr. Ingram	✓
Miss Gandy	✓

DESIGN Production

**Mustn't touch**

IN AN exhibition of poor taste and poorer judgment the retiring attorney general, William P. Rogers, has likened an episode of ABC-TV's The Untouchables to "payola and the quiz shows" and has called it "another example of broadcasters failing to fulfill their duties as trustees for the public."

Mr. Rogers made his remarks at the prodding of a subordinate, James V. Bennett, director of the Bureau of Prisons, who has been carrying on a running campaign against the show. Mr. Bennett has protested to the network and to the FCC and has threatened to intervene in license renewals of ABC-TV affiliates because the program showed prison guards in an unfavorable light.

It seems to us that Mr. Bennett's own performance is at least as unattractive as that of the fictional guards in The Untouchables episode. He has resorted to the kind of pressure that ought to be beneath a man in his position. As to Mr. Rogers' parting remarks, we can say only that he must have been distracted by the problems of packing.

It is in poor grace for a federal official to holler to the FCC when a television program treats a government service unkindly. Television, like any other medium of communication, is subject to the libel laws, and the courts are available to any person who feels wronged by a television performance. If Mr. Bennett thinks he or his bureau has been damaged, he has the right available to any citizen to sue.

No matter what the nature of the program in question, ABC-TV was absolutely correct in rejecting Mr. Bennett's demands for suppression of a second episode.

*W. P. Rogers*  
*[Signature]*  
*Feb 8/1961*

94-52549-A

NOT RECORDED

FEB 8 1961

BROADCASTING MAGAZINE

Washington, D. C.

January 28, 1961

Page 20

65 FEB 13 1961

Radio and Television

# Phony Is Rogers' Word For

## 'The Untouchables'

By Lawrence Laurent

WE STILL haven't heard the last word of the complaints about "The Untouchables" in one of his last acts as Attorney General, William F. Rogers decided a recent program "was phony as the payola quiz shows."

Under discussion were the two episodes of "The Big Train," a hoodlum-glorifying version out of never-never land, about the transfer of mobster Al Capone from the Atlanta, Ga., Federal Prison to Alcatraz prison. "The Untouchables" (out of ABC-TV, by Desilu Productions) depicted prison officials as catering to Capone's whims. In one scene a prison official accepted a bribe. In another a prison guard needlessly gunned down an inmate.

In a letter to Sen. Andrew F. Schoeppel (R-Kans.), Rogers wrote: "The program... seems to, like payola and the quiz shows, another example of broadcasters failing to fulfill their duties as trustees for the public..."

ROGERS apparently agrees with professional reviewers that the semi-documentary format of "The Untouchables" should impose restrictions on the producers. Rogers pointed out that the show gives the impression of being a portrayal of actual events. The program uses actual names of persons, but the plots are created by highly imaginative, if irresponsible, writers.

First criticism of "The Big Train" came from James V.



Laurent

Bennett, director of the Federal Bureau of Prisons. Bennett has promised a protest to the Federal Communications Commission when the license of ten TV stations comes up for renewal.

Rogers said that neither he nor Bennett is trying to censor broadcasts but that they object to this "distorted portrayal" and its possible adverse effects on the prison system.

Schoeppel is the senior Republican member of the Senate Interstate and Foreign Commerce Committee, which passes on appointments to the FCC and which oversees FCC policies.

CBS NEWS correspondent Howard Kingsbury Smith created an excellent study of "The Keeper of the Rules: Congressman Smith and the New Frontier" on this week's "CBS Reports."

Rep. Howard Worth Smith (D-Va.) was pictured as witty, thoughtful, forceful, shrewd and unapologetically opposed to virtually every liberal promise in the Democratic platform.

Rep. Smith's views moved Fred Danzig of United Press International to conclude: "If he was any more negative, he'd be a TV reviewer."

The program had a special

newsworthiness, coming right after the decision of the Democratic Caucus to add two members to the Rules Committee. This is supposed to shatter the power of a conservative coalition which has run the Rules Committee.

Reporter Smith is not related to Rep. Smith.

*Handwritten:* no effect

*Handwritten:* file 8/9

The Washington Post and Times Herald  
The Washington Daily News  
The Evening Star  
New York Herald Tribune  
New York Journal-American  
New York Mirror  
New York Daily News  
New York Post  
The New York Times  
The Worker  
The New Leader  
The Wall Street Journal  
Date

REC-95 94-52549- A  
NOT RECORDED  
117 FEB 9 1961

JAN 21 1961

68 FEB 10 1961

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## ABC, tv affiliates ignore Bennett threat

James V. Bennett, director of the Federal Bureau of Prisons, has declared war on The Untouchables.

Stung by what he alleged were "unfounded implications reflecting on the integrity of the officers of the bureau" in the Jan. 5 segment dealing with the transfer of gangster Al Capone from Atlanta federal penitentiary to Alcatraz, Mr. Bennett asked ABC-TV to postpone the second part. Upon the network's refusal, Mr. Bennett sent telegrams to 10 ABC-affiliated tv stations (all whose licenses are up for renewal) asking them not to carry the second part. If they did, he said, the Bureau of Prisons would

oppose their license renewals.

The wires went to WFGA-TV Jacksonville, WLOF-TV Orlando, WPST-TV Miami, and WEAT-TV West Palm Beach, all Florida, and to ABC-owned stations WABC-TV New York, KGO-TV San Francisco, WBKB (TV) Chicago, KABC-TV Los Angeles, WXYZ-TV Detroit and KQV Pittsburgh.

Mr. Bennett muffed the last one; KQV is owned by ABC but it's a radio station.

All stations announced they would carry the program, despite Mr. Bennett's threats.

What aroused Mr. Bennett, and

apparently prison guards everywhere, were scenes which indicated that guards transporting Capone by train from Georgia to San Francisco Bay had their hands out for bribes.

In responding to Mr. Bennett's first telegram, ABC General Counsel Omar F. Elder Jr. said that he didn't believe the tv audience regards the unfavorable portrayal of one or two individual guards as representative of others. Mr. Elder said the network must "respectfully" decline the request. Mr. Bennett had said he wanted the second part postponed until he could confer with the Attorney General and with the FCC.

*Edith ...*

*201*

BROADCASTING MAGAZINE  
WASHINGTON, D.C.  
JANUARY 16, 1961  
page-62

**94-52549-A**

NOT RECORDED

17 JAN 31 1961

<sup>35</sup>  
FEB 3 1961

**UNTOUCHABLES**  
**The Noise of Death**  
 (ABC-TV, Jan. 14, 9:30-10:30 p.m.)

With several other shows riding the Mafia gravy train, the public may eventually tire of TV's remorseless crime wave, but the one most likely to be remembered is personified by Robert Stack's dedicated, unrelenting, humorless characterization of federal agent Eliot Ness. It must be remembered, too, that this series kicked it all off. Further, this episode had the topical advantage of appearing in the same week the Apalachin delegates were given maximum sentences in New York Federal Court.

Ironically, this segment did need something to offset not a deficiency but an excess.

Cowboy J. Carroll Naish made his portrayal of an old subordinate gang boss so sympathetic that he seemed incapable of the atrocities of which he was accused.

Forced to relinquish his power to a younger rival, he is unable to resign himself to obscurity and makes a final effort to assert his authority and regain the favor of the "boys in the country."

He displayed the kind of laudable courage and tenacity that heroes are made of, and, since the evidence against him was hearsay, the audience may have accepted his bloody passing with mixed emotions.

But few series have had such a distinct personality, and Walter Grauman's direction of Ben Maddow's script maintained the expected impact.

Henry Silva and Mike Kallin made excellent gangster types and Norma Crane and Rita Lynn did credit to the staff with support from Robert Ennenstein, Jerry Paris and Abel Fernandez.

It may not have been a television first, but Stack actually cracked a half-smile in this segment.

Executive producer Quinn Martin and producer Charles Russell continue helming a strong contender in the TV sweepstakes.

Mr. Tolson	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Belmont	✓
Mr. Callahan	✓
Mr. DeLoach	✓
Mr. Malone	✓
Mr. McGuire	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	
Mr. Ingram	
Miss Gandy	

*Stuffed*

*0 DEATH PRODUCTION file 8/1/60*

*Goodman*

**94-52549-A**  
 NOT RECORDED  
 140 FEB 4 1960

**THE HOLLYWOOD REPORTER**  
 Hollywood, California  
 January 18, 1960

**57 FEB 8 1960**

**inside stuff**

How come federal Prison Director James V. Bennett showed so much savvy in his campaign against Al Capone segments of The Untouchables (ABC-TV) as to use threat of opposition to license renewals against 10 stations whose licenses actually are pending renewal (see page 62)? He won't talk, but record shows three former FCC staff lawyers, now with Justice Dept.: Richard A. Solomon, former FCC assistant general counsel; Daniel R. Ohlbaum and Henry Geller, both formerly in FCC general counsel's office.

Desire

reductions

BROADCASTING MAGAZINE  
WASHINGTON, D.C.  
JANUARY 16, 1961  
page-5

REC-60

94-52549-A

NOT RECORDED

JAN 31 1961

EX-113

63 FEB 3 1961  
52 FEB 8 1961

**JACK O'BRIAN SAYS:**

# Letters--We Get Letters!



Jack O'Brian

Letters—we get letters; just like Perry Como:

From an NBC operative:

"The spying and counterspying going on among the three networks in their antlers covering the National Conventions is enough to fill many episodes of Peter Gunn. On our end, we've heard from the Los Angeles Sports Arena authorities that CBS has been found tracing our camera cables to find out if we have latched onto any secret camera positions.

"The feeling here is that blond female correspondents, comedians interspersed between serious business, oxygen tanks and vibrator chairs for tired politicians is strictly gimmicky. NBC has vetoed such gimmickry.

"We have been offered the great opportunity to hire several aspirant-imitators of Will Rogers—several of the sick comedians among them—and they've all been turned down as strictly roadblocks to running a TV and radio newscast operation."

RECENTLY WE WROTE of considerable dissatisfaction rising in many official places at the manner in which "The Untouchables"—which started out as a two-part Dennis Day—hugely dramatization of Elliot Ness' heroically effective (some say) takedown of Al Capone after everything else had failed—has spread its false claims of TV jurisdiction over the solution of almost everything in sight, from great FBI cases to the story of the slaying of Chicago's Mayor Carmack by a tragic nut who really was trying to assassinate President Roosevelt.

Many government heroes are having their bureaucratic toes and sometimes necks, stepped on. The simple truth is that Elliot Ness didn't solve a fraction of the cases Robert Clark is dramatized as tracking. The customary poverty of TV imagination encourages the strange fear that the public won't accept pure fiction in "The Untouchables" (although it rains pretty close most of the time) and that truth will harm its ratings.

Johnson ✓  
Mohr ✓  
Parsons ✓  
Belmont ✓  
Callahan ✓  
DeLoach ✓  
Malone ✓  
McGuire ✓  
Rosen ✓  
Tamm ✓  
Trotter ✓  
W.C. Sullivan ✓  
Tele. Room ✓  
Ingram ✓  
Gandy ✓

file 8/gent

The Washington Post and Times Herald  
The Washington Daily News  
The Evening Star  
New York Herald Tribune  
New York Journal-American  
New York Mirror  
New York Daily News  
New York Post  
The New York Times  
The Worker  
The New Leader  
The Wall Street Journal  
Date

JUL 1 1960

REC-25

EX-105

53 JUL 19 1960

NOT RECORDED  
137 JUL 13 1960

PERS. FILES

The major trouble is the way it presents its other fabrications as fact: Elliot Ness has had assumed for him credit for solving more TV crimes than Peter Gunn, Martin Kane, Richard Diamond and Frank Hogan.

NOW COMES a letter from a Brooklyn widow of an FBI man whose posthumous reputation has been muddled by "The Untouchables."

Because this lady asks that her identity not be divulged for the precise contents of her letter, which contains considerable documentation to prove her regretful point, we shall paraphrase her sad complaint.

It seems her husband performed the role in the famous FBI "Ma Barker" case which "The Untouchables" attached to Elliot Ness' television cast of fictional characters.

The lady mentions the "cold, cynical, careless" attention to truth which goes into "The Untouchables" TV scripts. She thinks it is doing a disservice to Elliot Ness to have attached to his name at this posthumous date so many ridiculous, impossible feats of crime prevention and solution as to make that great hero's own estimable government service pale in importance.

The widow doubts her husband and his FBI mates battled Ma and Fred Barker for the benefit of Desi Arnaz and the show's ratings at the expense of actual history. Among the impressively documented history of her husband's work was a full page in the FBI publication "The Investigator," which relates his feats in the "Ma Barker" case, and the Bremer, Hamm and Weyerhaeuser kidnappings, the raid on John Dillinger's hideout and many others.

The lady seeks no aggrandizement, no recourse except to point up the fact that the show, contrary to what is so widely accepted by the public by its pseudo-realistic dramatization of crimes involving real characters and actual news stories, is not at all what it seems. The widow concludes with Shakespeare's: "But who filches from me my good name robs me of that which enriches not him, and makes me poor indeed."

(And if the lady will send her present address, we will return her treasured evidence forthwith.)



ROBERT STACK  
Solves Too Much

"DEAR MR. O'BRIEN," writes Ben Rothstein, 2220 Sheridan Ave., Bronx 26, "Allow me to take exception to your recent reference to radio station WPAT as 'that doll of a station.' First, understand my criticism is that of an ex-musician. I willingly admit the music played is of the highest quality although lacking in excitement. My principal objection to WPAT's music policy is that it doesn't extend the courtesy of announcing the title of a selection nor the names of the performers.

"Many years ago, and I believe it was Fred Waring, a bandleader lost a suit which claimed that records are for home consumption and not the unpaid orchestras of radio stations. Thousands of musicians were denied employment as a result of the freedom to use other performers and other creative talents without paying musicians.

"It is true now that only a handful of the top musicians in the country make royalties from recordings. However, I will bet you the price of the Journal-American that the top musicians earn less than the top group of any craftmen of any kind. This of course is beside the point.

"FOR THE LITTLE MONEY WPAT spends for its entertainment the least it could do would be to give credit on the air to the artists on the many fine recordings it plays. If I heard a strange vocalist on a live recording, would I have to call WPAT and ask them who did what? I am sure the artists deserve better than they get from WPAT. They deserve at least this for what they give.

"One other thing: WPAT uses a type of music which, though of the highest calibre, is on the whole pretty bland. I get around quite a bit during the day and a lot of places are tuned to WPAT. However, since this is mostly background music, no one listens very closely. Do you think anyone starts listening when the commercial starts?

"It is my feeling that the advertising also blends into the unidentifiable background, too, regardless of the large audience WPAT certainly enjoys. As an afterthought, what does WPAT offer in the way of time for public service to justify its emphasis on music? I'm afraid I only can offer the head of WPAT the worst possible opinion of his station, even if you think it's a 'doll.'"

Whew!



Tolson ✓  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Belmont \_\_\_\_\_  
Callahan \_\_\_\_\_  
DeLoach ✓  
Malone \_\_\_\_\_  
McGuire \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Ingram \_\_\_\_\_  
Gandy \_\_\_\_\_

Marie Torre Reports

## What Happens if Ness Runs Out of Gangsters?

A question that prays on our mind as we view "The Untouchables" these Thursday nights is "How MANY gangsters did Eliot Ness lead into captivity?" Not that we're a stickler for the facts when it comes to gangland history, mind you! Just curious! In the months since "The Untouchables" came to ABC, Ness (as portrayed by Robert Stack, who, incidentally, gave Deanna Durbin her first movie kiss) has set a trap for at least one public enemy a week. Imagine! Ness' efforts as a Federal prohibition agent in the '30s led, according to what we're told by TV, to the seizure of such underworld figures as Al Capone, "Ma" (Katie) Barker and her boys, Dutch Schultz, Frank Nitti, Jake "Greasy Thumb" Guzik, Joe Bacca, George "Bugs" Moran, Big Jim Hanington, Salvatore Spitalo and too many others to mention here.



Newspaper files offer unalterable proof that Ness was a particular thorn in the sides of Al Capone, but the records on those other gangland leaders really do Ness no justice. His name isn't even mentioned in newspaper accounts about them.

Take the "Ma" Barker story. The old girl was slain in 1935 after a six-hour battle with Federal agents at a house in Oklawaha, Fla. According to the newspaper report: "The battle started soon after daylight when Department of Justice agents led by E. J. Connelley, of Cincinnati, surrounded the house on Lake Weir. Connelley approached and called to the occupants to surrender. Machine-gun fire was the answer. Not a trace of the Ness name in any of the Barker stories!

The obituary of Dutch Schultz, assassinated in 1935, also omits mention of Ness. Also the death report on Jack "Greasy Thumb" Guzik, who died of a heart ailment in 1934. Also the obituary of George "Bugs" Moran, a victim of long cancer in 1957.

Even the 1943 death report on Frank Nitti, who was Al Capone's cousin and who had inherited his rackets, ignored the Ness name. An oversight, perhaps? A whole episode of "The Untouchables" was devoted to Ness' partnership in the Chicago case, and he sat in our minds as we called on a lawyer who was United States Attorney in New York when Nitti was indicted by a Federal Grand Jury.



Robert Stack

"The Untouchables" was devoted to Ness' partnership in the Chicago case, and he sat in our minds as we called on a lawyer who was United States Attorney in New York when Nitti was indicted by a Federal Grand Jury.

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star \_\_\_\_\_  
New York Herald Tribune 33 \_\_\_\_\_  
New York Journal-American \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News \_\_\_\_\_  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date \_\_\_\_\_

EX-105

REC-88

NOT RECORDED

40 APR 22 1960

APR 19 1960

"Ness' part in the Nitti indictment?" echoed the lawyer.  
"Who's Ness?"

But we're not as concerned about "The Untouchables" as  
past as its future. The series is enjoying peak rating, pop-  
ularity and, forgetting the gangsters Ness helped apprehend,  
were there enough underworld menas back in the '30s to  
keep the show running for the next two, three or more  
years? One gangster a week?

### Dinah Shore Rides Again

Dinah Shore and Chevy will ride together again next  
season for a tenth year on NBC. . . . Television Factbook  
estimates there are 91,000,000 TV sets in the world; the  
United States has 52,000,000, and 38,402,000 are in seventy-  
one other countries. . . . The entire "Today" show this Fri-  
day will be devoted to an extensive report on the South  
African racial problem. . . . An unconfirmed report has it  
that NBC has offered a \$50,000 bonus to the staff salesman  
who locates a sponsor for its coverage of the political con-  
ventions—representing \$3,000,000 in sponsorship. . . . Bob  
Hope, who vowed to "take it easy" after his recent illness,  
will increase his NBC shows from six to eight next season.

After weeks of uncertainty, "Dobie Gillis" won sponsor  
assurance of another TV whirl. . . . In place of the "Steve  
Allen Show" (Monday nights) next season viewers will  
be offered an anthology series headed by Barker Stan-  
wyck. Allen finds the arrangement agreeable, since he's  
publicly admitted he wants to concentrate on specials in the  
coming season, but it's not certain that he'll do them at  
NBC. Allen's five-year contract with the network expires at  
the end of this season.

© 1959, New York Herald Tribune Inc.

Mr. Tolson	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	_____
Mr. Malone	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

# **Jerry Thorpe Assumes Reins On 'Untouchables'**

Jerry Thorpe, staff producer-director on Westinghouse-Desilu Playhouse, has been named executive producer of "The Untouchables" tv series. ~~Quinn Martin~~ quits the Desilu post in May to go solo business for himself.

Thorpe, with Desilu since 1951, when he megged the "I Love Lucy" series, also has directed many Lucille Ball-Desi Arnaz spec.

94-52549-A

NOT RECORDED  
17 MAR 23 1960

DAILY VARIETY  
Hollywood 28, California  
March 17, 1960

5 MAR 30 1960

Mr. Tolson	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	_____
Mr. Malone	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

## **Jerry Thorpe Helms '61 'Untouchables' //**

Jerry Thorpe has been named by Desi Arnaz as executive producer of "The Untouchables" for the 1960-61 season on ABC-TV.

Thorpe, staff producer-director on the Westinghouse-Desilu Playhouse for two years, was originally brought to Desilu in 1955 to meg the "I Love Lucy" half-hours and has since directed many other studio-owned shows, including the hour-long Lucille Ball-Desi Arnaz specials, plus five pilots, all of which sold. His new post fills the vacancy that will be left by Quinn Martin, who leaves in May to go into business for himself.

*file 18/magaback*

REC-19

94-52549-A

NOT RECORDED  
17 MAR 28 1960

- 131

THE HOLLYWOOD REPORTER  
Hollywood, California  
March 17, 1960

F-101  
52 MAR 30 1960

# **Kin Claim Capone Untouchable On TV So Sue For Million**

Chicago, Dec. 30.—Is the late Al Capone untouchable if his career is "fictionalized" to the alleged detriment of his estate?

That's the core of a \$1,000,000 damage suit filed in Cook county (Ill.) Superior Court this week against Deaulo Productions, CBS-TV, and the Westinghouse Corp.

stemming from the two-part "Untouchables" tele-drama shown last April and repeated in October.

The action was taken in behalf of Capone's sister, Mrs. Mafalda Maritote of Chicago. Attorney Harold R. Gordon, who says neither she nor other Capone heirs were consulted about the program, said the suit is based on the question of property rights, and not on invasion of privacy. Courts, he explained, have held the latter claim is not "relational," meaning that a deceased person's privacy cannot be extended to a live heir not depicted. The property rights test, however, has previously been upheld by a Federal judge.

It appears a key issue will be just how "fictional" the Deaulo presentation was. According to the lawyer, the program showed Capone in several relationships with females that either weren't true or are unprovable. The two-part, said Gordon, made use of the Capone likeness and intermingled fact and fancy that damaged the onetime mob chieftain's estate. Mrs. Maritote was named its administrator last fall expressly to push the suit.

Gordon said a similar action will be taken against Allied Artists for their "Al Capone" theatrical release unless current negotiations reach a settlement.

The Capone suit asks \$500,000 from Deaulo, and \$250,000 each from CBS and sponsor Westinghouse.

Mr. Tolson	✓
Mr. Boardman	✓
Mr. Nichols	✓
Mr. Belmont	✓
Mr. Mohr	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Tele. Room	✓
Miss Gandy	✓

*Handwritten:*  
66-11-  
8-1  
(11)

REC-87 94-52549-A

NOT RECORDED

DAILY VARIETY  
HOLLYWOOD 28, CALIFORNIA  
December 31, 1959

51 JAN 29 1960

ON THE AIR

# President's Return On TV Tonight

By BERNIE HARRISON  
Star TV Critic

As of this confused writing (late yesterday), it looks as if two local stations will have "live" TV cut-ins of the President's return tonight from his three-continent good-will tour.

Only NBC will cover his arrival at Andrews Field, which is scheduled to take place about 10:30 p.m.

That would be channel four, of course.

Neither CBS nor ABC is planning "live" coverage, but ABC's Washington affiliate, WMAL, is sending a crew on its own to Lafayette Square for the President's arrival at the White House, which should take place about 20 or 30 minutes later.

(WMAL-7 will not cover the Andrews landing, however.)

Since exact time of the Andrews arrival can only be guessed, viewers should check page one or late evening newscasts for the latest information.

There will be no coverage of the Presidential carcade en route from Andrews to the White House.

\*\*\*\*  
Sad Coincidence: It always seems to happen this way. Just as CBS-TV revealed yesterday that Playhouse 90 might give up its Thursday night spot to become an irregular "special," the much-lauded series was winning its umpteenth award.

It was, specifically, the Lock Magazine award for Best Dramatic Series — the fourth straight year that newspaper editors and critics who make the selection have chosen it.

Not only that, Rod Serling collected Best Playwright Award for his "The Velvet Al-

ley" script for the same series.

Viewers, and even a critic or two who participated, will have their own opinions on several surprising winners. For example:

Best Musical Series—Telephone Hour (over Comn. Share, etc.)

Best Single Dramatic Show—"The Untouchables" (Desilu Playhouse) (Over Paulkner's "Old Man," Ben Hecht's "The Third Commandment," to name two of a possible dozen!)

Other Look awards include: Best Action Series—77 Sunset Strip.

Best Comedian—Red Skelton.

Best Variety Series—Garry Moore.

Best Quiz or Panel—I've Got a Secret.

Best Public Affairs—HUNTER-Brookley.

Best Educational—Twentieth Century.

Best Situation Comedy—Father Knows Best.

Another oddity: The best single musical show of the year turned out to be a repeat of "An Evening with Fred Astaire."

\*\*\*\*  
Note: The reason for Play-

house 90's possible shift is to make way for a weekly variety show from 10 to 11 p.m., to be sponsored by Revlon, which gave up recently on "The Big Party." If the deal goes through, CBS will also have to find a half-hour series for the 8:30 to 10 p.m. slot.

\*\*\*  
REFLECTIONS: Charles Laughlin is welcome on our TV screens any time of year, but he's particularly wonderful to have around during the Christmas season... His major contribution to Dinah's show Sunday was a Yuletide pantomime in which he played a bum... Laughlin's delicious kick (of a package dropped by a youngster) was wondrous to see: never has grumpiness been so quickly and funny established... (Note: Laughlin will also be on Tennessee Ernie Ford's Dec. 31 show)... The sidebar interviews (Bill Henry's with the President's interpreter, especially) provided the liveliest interludes on NBC's Journey to Understanding Sunday night (8 to 9 o'clock)... The session with the reporter experts from various countries was a time-waster... Dick Clark closed out the best TV career of World of Talent with a tribute to Jack E. Leonard, TV's Glower Champion.

Tolson \_\_\_\_\_  
Belmont \_\_\_\_\_  
DeLoach \_\_\_\_\_  
McGuire \_\_\_\_\_  
Mohr \_\_\_\_\_  
Parsons \_\_\_\_\_  
Rosen \_\_\_\_\_  
Tamm \_\_\_\_\_  
Trotter \_\_\_\_\_  
W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Holloman \_\_\_\_\_  
Gandy \_\_\_\_\_

*file 8*

The Washington Post and Times Herald \_\_\_\_\_  
The Washington Daily News \_\_\_\_\_  
The Evening Star \_\_\_\_\_  
New York Herald Tribune \_\_\_\_\_  
New York Journal-American \_\_\_\_\_  
New York Mirror \_\_\_\_\_  
New York Daily News \_\_\_\_\_  
New York Post \_\_\_\_\_  
The New York Times \_\_\_\_\_  
The Worker \_\_\_\_\_  
The New Leader \_\_\_\_\_  
The Wall Street Journal \_\_\_\_\_  
Date \_\_\_\_\_

Desilu Productions

DEC 22 1959

94-52549-A

DEC 22 1959

DEC 28 1959

# Sound Picture

By BOB CHANDLER

Produced by H.S.

Bob Stack, who went into "The Untouchables" with the understanding he'd star in only 11 of the hourlong serial segments, is now trapped but likes it. He's committed to do all of them — 26 with options for six more, and even the possibility of going to a full 39 shows.

"We found we couldn't kick the script problem on limited appearances," he says. "We were pretty much playing it by ear when we started, and we tried one show without the Elliott Ness character and saw it wouldn't work. That's when I agreed to do them all. Ness seems to be the focal point of the show, and without him it doesn't work."

Stack, like many another rising film star, naturally is concerned about a series' effect upon his availability, price and stature on the feature side. He thinks the series has already helped in terms of price and stature. "It feels good to let the other guy play the flash role. In pictures, I was always the newyote, I had the flashy roles, and in a way these limit an actor. In the series I've got the 'good guy' role, and it seems to be making an impression on the public."

As to price, show has had a noticeable effect, with current talk finding Stack's pic price jumping about \$30,000 to around \$120,000 per pic. He feels it's due to the series, if for no other reason than the fact that his availability has been heightened. Actually, he thinks it's more than that, that the show has an "inside" flavor in terms of being viewed by the key Hollywood people, and the change of pace in his characterization is a factor as well. As to availability itself, he hopes to wind production in May, to be available for one picture. Meanwhile, Metro is prepping release of "The Last Voyage," which should cover his theatrical exposure till then.

Apart from working hard at tv and liking it, largely because of the kind of production values going into the show — "night for night" shooting, for example — Stack won't deny the incentive of his financial interest in the series — he owns 25% through his Langford Productions, which may produce indie films as well. But for the present, it's all television as far as he's concerned.

Mr. Tolson \_\_\_\_\_  
Mr. Belmont \_\_\_\_\_  
Mr. Clegg \_\_\_\_\_  
Mr. McGuire \_\_\_\_\_  
Mr. Mohr \_\_\_\_\_  
Mr. Parsons \_\_\_\_\_  
Mr. Rosen \_\_\_\_\_  
Mr. Tamm \_\_\_\_\_  
Mr. Trotter \_\_\_\_\_  
Mr. W.C. Sullivan \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Mr. Holloman \_\_\_\_\_  
Miss Gandy \_\_\_\_\_

4-3-1  
P.S.D.

EX 109

REC 16

RECEIVED

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NOT RECORDED

DEC 13 1959

DAILY VARIETY  
HOLLYWOOD, CALIFORNIA  
DECEMBER 4, 1959

DEC 17 1959

Belmont ☒  
 DeLoach ☒  
 McGuire ☒  
 Mohr ☐  
 Parsons ☐  
 Rosen ☐  
 Tamm ☐  
 Trotter ☐  
 W.C. Sullivan ☐  
 Tele. Room ☐  
 Holloman ☐  
 Gandy ☐

## Crime Series Starts Fast

By CYNTHIA LOWRY  
 Associated Press TV-Radio Writer

NEW YORK, Oct. 16 (AP)—

Nostalgia being a popular theme, "The Untouchables," an hour-long crime-drama series which started on ABC last night is a good, commercial premise for a show.

The idea of the series is to take a band of Federal agents and turn them to cleaning up just about all the prohibition era crime. The opening show concerned itself—more or less factually—with the struggle to fill Al Capone's chair when the big man went to prison for income tax evasion. In the course of it, real names of dead hoods were dropped in among the fictitious ones.

It was a smooth, fast-paced show with considerable violence. There was some justification for the violence because the Chicago of the prohibition era was frequently the scene of machine gun and pistol play. Nehemiah Persoff, as the gang bookkeeper, turned in an especially effective performance.

Robert Stack played Eliot Ness, fictional leader of—quite from a network publicity release—"a band of incorruptible ('untouchable') Federal crime fighters."

By the time we are at mid-season with the show, I suspect it will begin to strain our credulity that one Federal man gets all the meaty assignments. But, I suppose, that's show biz: you've got to have something to tie a series together. Next week, they'll bring in Barker and her bad boys to justice.

One drawback to the show is its enormous number of sponsors. The commercials turned up so often they interfered with the continuity.

The Washington Post and Times Herald \_\_\_\_\_  
 The Washington Daily News \_\_\_\_\_  
 The Evening Star 12:15 \_\_\_\_\_  
 New York Herald Tribune \_\_\_\_\_  
 New York Journal-American \_\_\_\_\_  
 New York Mirror \_\_\_\_\_  
 New York Daily News \_\_\_\_\_  
 New York Post \_\_\_\_\_  
 The New York Times \_\_\_\_\_  
 The Worker \_\_\_\_\_  
 The New Leader \_\_\_\_\_  
 The Wall Street Journal \_\_\_\_\_  
 Total \_\_\_\_\_

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